

BUSINESS PAPER

for

COUNCIL MEETING 07/08

6.30PM, TUESDAY, 19 AUGUST, 2008

MARRICKVILLE COUNCIL

Administrative Centre PETERSHAM

13 August 2008

Dear Councillors

Notice is given of the **COUNCIL MEETING**, to be held in the COUNCIL CHAMBERS AT THE ADMINISTRATIVE CENTRE, PETERSHAM, on TUESDAY, 19 August, 2008, commencing at 6.30pm.

Yours faithfully

Kim Anson

General Manager

COUNCILLORS

Chairperson	Councillor Dimitrios Thanos (Mayor)	West Ward	Ph: 9569-0199 Fax: 9550-0849
Deputy Chairperson	Councillor Peter Olive (Deputy Mayor)	South Ward	Ph: 0401 719148 Fax: 9559-6098
	Councillor Rae Owen	South Ward	Ph: 9559-5350 Fax: 9554-7842
	Councillor Morris Hanna OAM	South Ward	Ph: 9569-1447 Fax: 9550-0636
	Councillor Saeed Khan	Central Ward	Ph: 9569-8634 Fax: 9569-8746
	Councillor Sam Iskandar	Central Ward	Ph: 9558-7777 Fax: 9554-7841
	Councillor Victor Macri	Central Ward	Ph: 9569-2865 Fax: 9569-8750
	Councillor Colin Hesse	North Ward	Ph: 0401 719124 Fax: 9335-2029
	Councillor Barry Cotter	North Ward	Ph: 9550-4601 Fax: 9590-9539
	Councillor Fiona Byrne	North Ward	Ph: 9519 1110 Fax: 9550-6878
	Councillor Penny Sharpe	West Ward	Ph: 0401 719141 Fax: 9550-6830
	Councillor Sam Byrne	West Ward	Ph: 9573-0745 Fax: 9335-2029

COUNCIL MEETING

The Council meeting is chaired by the Mayor, Councillor Dimitrios Thanos. The names of the Councillors and their contact details are listed on the previous page. Councillors are entitled to one vote on a matter. If votes are equal, the Chairperson has a second or casting vote. When a majority of Councillors vote in favour of a Motion it becomes a decision of the Council.

THE MEETING

The Meeting is conducted in accordance with Council's Code of Meeting Practice. The order of business is listed in the Agenda. That order will be followed unless a request has been made by a member of the community to address the Council on an item on the Agenda. If a request has been made, the Chairperson will ask the Council whether it wishes to bring that item forward. If Council resolves to bring more than one item forward the items will be considered in the order they are listed on the Agenda, unless the Council decides otherwise. The procedures for addressing the Council are contained on the following pages, under the heading "Meeting Procedures - Public Forum".

Some items are *CONFIDENTIAL* in accordance with S10A(2) of the Local Government Act. This will be clearly stated in the Business Paper. These items are not discussed in open Council and observers will be asked to leave the Council Chambers when they are discussed.

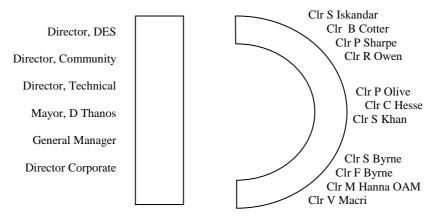
Items are *CONFIDENTIAL* if any of the following apply:

- (a) personnel matters concerning particular individuals;
- (b) the personal hardship of any resident or ratepayer;
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business;
- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the Council; or
 - (iii) reveal a trade secret,
- (e) information that would, if disclosed, prejudice the maintenance of law;
- (f) matters affecting the security of the Council, Councillors, Council staff or Council property;
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege; and
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.

The grounds on which a meeting is closed to the public must be specified in the decision to close the meeting and recorded in the minutes of the meeting.

The number of items that are dealt with as *CONFIDENTIAL* are kept to a minimum.

LAYOUT FOR COUNCIL MEETINGS



THE ROLE OF THE ELECTED COUNCIL

Marrickville Council has twelve Councillors who are elected every four years to direct and control the affairs of the Council, in accordance with the Local Government Act. The Councillors review the performance of the Council and its delivery of services, the Council's financial and management plans and its annual budget.

The work of a Councillor is voluntary and a small allowance is paid to compensate them for the cost of attending the many Council Meetings and carrying out their civic duties.

In Marrickville, the Mayor is elected by the twelve Councillors to lead the Council, and is required to represent Council at many civic and community functions. The Mayor receives an additional allowance to undertake these duties.

MEETING TIMES

1st Tuesday of each month	6.00 pm	DEVELOPMENT & ENVIRONMENTAL SERVICES COMMITTEE MEETING (Development Approvals, Monitoring Services, Planning Services, Environmental Services)
	at conclusion of	ORDINARY COUNCIL MEETING (Development &
	Development &	Environmental Services Committee Matters Only)
	Environmental Services	•
2nd Tuesday of each month	6.00 pm	CORPORATE SERVICES COMMITTEE MEETING (Finance, Administrative Services, Employee Services, Information Systems)
	at conclusion of	COMMUNITY SERVICES COMMITTEE MEETING
	Corporate Services	(Children's Services, Communications and Cultural Services, Community Development, Library Services)
	at conclusion of	TECHNICAL SERVICES COMMITTEE MEETING
	Community Services	(Parks & Reserves, Traffic, Engineering Services, Property Services, Business Units)
3rd Tuesday of each month	6.30 pm	ORDINARY COUNCIL MEETING

Each of Council's committees has delegated authority to make decisions subject to a number of limitations. Matters which cannot be decided by the committees are referred to the Ordinary Council Meeting for decision. Meetings are held on the 3rd floor of Council's Administrative Centre, 2-14 Fisher St, Petersham.

COUNCIL BUSINESS PAPERS

To enable Council to give consideration to items of business at each Meeting, a Business Paper, like this one, is prepared, containing reports by senior staff in relation to each item listed on the Agenda for the Meeting. The Business Paper for each Meeting is available for perusal by members of the public at Council's Libraries and Community Neighbourhood Centres on the Thursday prior to the Council Meeting.

PUBLIC ATTENDANCE AT COUNCIL MEETINGS

Members of the public are welcome to attend Council and Committee Meetings and are also permitted to address Council and Committee meetings if the subject is directly related to an item before the Meeting. Details of the procedures to be followed in addressing Council and its committees are contained in the section of the Business Paper entitled "Meeting Procedures - Public Forum"

INTERPRETER ASSISTANCE

If you do not understand any part of the information given above, or wish to obtain information in relation to Council, don't hesitate to come to any of Council's offices.

<u>MEETING PROCEDURES - PUBLIC FORUM</u>

- 1. Persons will be permitted to address Council/Committee Meetings only if the subject is related directly to an item before the Council/Committee at that meeting.
- 2. A precis of the address shall be submitted in writing and shall be delivered to the General Manager on the ground floor of the Administrative Centre by midday on the day of the meeting. The precis should include a reference to the item on the Business Paper, details of the speaker's name, telephone number, interest in the item, brief details of the points to be made in the address and whether the recommendation is favoured or opposed.
- 3. Copies of the precis received shall be given to all Councillors at the commencement of the Meeting.
- 4. All persons addressing the Meeting shall speak to the Chair.
- 5. The time allowed for each speaker shall be limited to three (3) minutes with one (1) extension of not more than three (3) minutes with the approval of the Council Committee. This time limit shall apply no matter how many items are addressed by the speaker.
- 6. Not more than one (1) member of a Group may speak.
- 7. Each item before Council Committee is restricted to three (3) speakers for and three (3) speakers against the Recommendation.
- 8. Any proposed variation from 1 to 7 above shall be subject of a procedural motion.
- 9. Councillors will not enter into general debate with, or ask questions of, speakers.
- 10. The Chairperson may curtail public participation where the information being presented is considered repetitive or irrelevant.
- 11. Questions or representations will be dealt with in strict sequence of the Agenda for the Meeting.

PRECIS

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PERIOD OF SILENCE FOR PRAYER, PLEDGE OR CONTEMPLATION

PRESENT

APOLOGIES

DISCLOSURES OF INTERESTS (Section 451 of the Local Government Act, Code of Conduct and Council's Conflict of Interest Policy)

CONFIRMATION OF MINUTES

MINUTES OF MEETING 06/08 - 15 July 2008 1

MINUTES OF CDM MEETING 07/08 - 5 August 2008 9

<u>DEVELOPMENT AND ENVIRONMENTAL SERVICES</u>

DEVELOPMENT ASSESSMENT MATTERS

(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)

DA 60 34 TUPPER STREET, ENMORE

11

File Ref: DA200700236

This report provides a summary of the inspection of the above property carried out by Councillors on Saturday 9 August 2008. The inspection was carried out in accordance with a resolution of the Development and Environmental Services Committee at meeting 07/08. The inspection party viewed the property and plans and heard submissions from the applicant/architect, the owner and the adjoining neighbour from 36 Tupper Street. There was no consensus reached by those Councillors present regarding the overall merits of the proposal.

DA 63 165 MARRICKVILLE ROAD, MARRICKVILLE

47

File Ref: DA200700595

A report on an application to demolish the existing improvements and erect a three storey building containing a ground floor shop and four x one bedroom dwellings and to strata subdivide the premises into five lots on the above property was considered by Council as Item DA 63 at Development and Environmental Services Committee Meeting 07/08. The DES Committee considered that the application was suitable for approval and deferred the application to allow Council officers to prepare appropriate conditions of consent for Council's consideration. The application is referred to the Council for determination.

COMMUNITY SERVICES

CHILDREN'S SERVICES MATTERS

(From Community Services Committee Meeting 07/08 – 12 August 2008)

CS 9 TRANSITION PROBLEMS IN THE NEW CHILD CARE MANAGEMENT SYSTEM

88

File Ref: 711

Following the 2007 Federal Election, responsibility for the Australian Government's Child Care Support Program transferred from the Department of Families, Community Services and Indigenous Affairs to the Department of Education, Employment and Workplace Relations (DEEWR).

DEEWR is progressively implementing a new Child Care Management System (CCMS) which will bring all child care services online to standardise the administration of payment of Child Care Benefit (CCB) and Jobs Education and Training (JET) payments to families. All approved child care services must transition to the new CCMS by 30 June 2009. All of Council's child care services have transitioned to this new system. This report provides an update on Council's implementation of the new system and highlights a number of issues that have impacted on families, staff and Council's financial and administration systems. It is recommended that the report be received and noted; and that Council writes to the Hon. Julia Gillard MP, Federal Minister for Education, Minister for Employment & Workplace Relations, Minister for Social Inclusion and the Federal Member for Marrickville expressing Council's concerns about the additional workload and costs borne by Council as a result of the implementation of the CCMS system.

COMMITTEE RECOMMENDATION:

THAT the Recommendation as appearing on the Business Paper be adopted with Council writing to the Federal Member for Grayndler in Point 2.

CS 10 OFFER OF ADDITIONAL FUNDING FROM NSW DEPARTMENT 93 OF COMMUNITY SERVICES FOR INNER WEST EARLY LITERACY PROJECT

File Ref: 1280-02

Council is advised of an offer of one-off funding of \$30,000 for 2008/09 from the NSW Department of Community Services for the Inner West Early Literacy Project. Council is required to enter into a Service Agreement for this funding. It is recommended that Council accept the offer of one-off funding and enter into a revised Service Agreement for 2008/09 with the Department of Community Services; that the Mayor and General Manager be authorised to execute the agreement under the Common Seal of the Council; and that a budget adjustment be considered by Council to reflect the amount of funding received at the next budget review meeting.

COMMITTEE RECOMMENDATION:

THAT the Recommendation as appearing on the Business Paper be adopted.

<u>TECHNICAL SERVICES</u> PARKS & RESERVES MATTERS

(From Technical Services Committee Meeting 07/08 – 12 August 2008)

PR 22 PAKRS AND RESERVES PERFORMANCE REPORT

95

File Ref: 4572-04

This report provides a progress report on the Parks and Reserves capital works program for the period ending 31 July 2008. It is recommended that the report be received and noted and budget adjustments be considered at the next budget review for \$86,450 from \$.94 funds for staff resources to undertake strategic planning and design and project management of current Resources Plan Budget projects, and a further amount of \$100,000 from the \$.94 Open Space Plan sub-area 8 St Peters/Sydenham for geotechnical investigations at Camdenville Park.

COMMITTEE RECOMMENDATION:

THAT the Recommendation as appearing on the Business Paper be adopted.

MAYORAL MINUTES

GENERAL MANAGER'S REPORTS

GM 77 JULY 2008 BUDGET REVIEW

102

File Ref: 328

A review of Council's 2008/09 Budget for the period to the end of July 2008 revealed no need for variation. It is recommended that the report be received and noted.

GM 78 DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 120 JUNE 2008

File Ref: 1908

Council's Financial Reports for the year ended 30 June 2008, comprising the Income Statement, Balance Sheet, Statement of Changes in Equity, Statement of Cash Flows, Notes to the Financial Statements and Special Schedules have been completed and presented to Council for referral to the Auditor in accordance with section 413 (1) of the Local Government Act.

GM 79 IPART REVIEW – REVENUE FRAMEWORK FOR LOCAL 204 GOVERNMENT

File Ref: 5260-03

The Independent Pricing and Regulatory Tribunal (IPART) has been requested by the Premier of New South Wales to assist the Department of Local Government by conducting a review of the regulation of council rates and charges in New South Wales. The review will be undertaken under Section 9 of the Independent Pricing and Regulatory Tribunal Act 1992. IPART released an Issues Paper – Revenue Framework for Local Government on 14 July 2008 and has sought submissions on the issues it has raised. Submissions close on 29 August 2008.

PRECIS

GM 80	REVOTE	OF	UNEXPECTED	2007/2008	RESOURCES	PLAN	207
	BUDGET A	ALL(OCATIONS				

File Ref: 2830

This report seeks Council's approval to revote unexpended 2007/2008 budget allocations. A table containing details of the revotes requested is attached to this report (ATTACHMENT 1). It is recommended that the budget detailed in ATTACHMENT 1 be revoted from the 2007/08 Budget into the 2008/09 Budget to provide the funds necessary to finalise the various projects.

GM 81 COUNCIL DECISION MAKING PRIOR TO ORDINARY 210 ELECTIONS

File Ref: 4577-03

Report on Department of Local Government Circular 08-37 of 19 June 2008 reminding Councils that major decisions affecting their areas should not be undertaken during the period from 4 August 2008 through to the Local Government Elections on 13 September 2008, now known as the "caretaker" period.

GM 82 COMMENCEMENT OF THE LOCAL GOVERNMENT AND 213 PLANNING LEGISLATION AMENDMENT (POLITICAL DONATIONS) ACT 2008

File Ref: 4577-03

Report on the Local Government and Planning Legislation Amendment (Political Donations) Act 2008 which is expected to commence operation on 1 September 2008. Council is requested to receive and note the report and its implications.

GM 83 UPDATE ON SUSTAINABLE IRRIGATION STRATEGY

216

File Ref: 2249-01

Council is currently proceeding with the development of the Sustainable Irrigation Strategy (SIS) which aims to supply non-potable water for the irrigation of the Cooks River parks. As part of the SIS, the NSW Government has recently provided \$2.273 million to Discovery Point Pty Ltd to implement the Discovery Point and Cooks River Parks Recycled Water Scheme. The framework for implementing and operating the scheme has been established under a Heads of Agreement between Council and Discovery Point Pty Ltd, which was signed in December 2007.

A recent assessment of irrigation demand found that playing fields at the Cooks River Parks will require up to 43 ML p.a. of recycled water. It was recommended that the recycled water could be stored in 200 kL, 160 kL and 176 kL tanks located at Tempe Reserve, Mackey Park and Steel Park / H. J. Mahoney Reserve respectively. Consultants have been engaged to undertake a visual and landscape assessment to help determine, in collaboration with the local community, a preferred location and possible impact mitigation options for the tanks. A series of community forums is currently scheduled for early October 2008 and late January 2009. Investigations into pipeline route selection and opportunities for using harvested stormwater for irrigation are also underway.

It is recommended that this report be received and noted by Council and that a further report be submitted detailing the progress made in implementing the scheme.

GM 84 COUNCILLOR'S ACCESS TO INFORMATION

219

File Ref: 4015-04

This report outlines requests for access to Council information by Councillors that were finalised during the period 4 July 2008 to 8 August 2008. It is recommended that the report be received and noted.

GM 85 PETITIONS RECEIVED

221

File Ref: 4577-03

This report outlines the petitions received by Council during the period 1 July 2008 through to 31 July 2008. It is recommended that the report be received and noted.

PRECIS

GM 86	DISCLOSURES OF INTEREST BY STAFF			
	File Ref: 4577-03			
	This report provides for the tabling of Disclosure of Interest Returns			

This report provides for the tabling of Disclosure of Interest Returns lodged by new Designated Persons in accordance with s450A of the *Local Government Act 1993*. It is recommended that the report be received and noted.

GM 87 OUTSTANDING CONFERENCES AND REPORTS REQUESTED BY COUNCILLORS AND IMPLEMENTATION OF NOTICES OF MOTION 223

File Ref: 4577-03

A progress report on all outstanding Conferences and Reports requested by Councillors in respect of the General Manager and Corporate Development Section, with a note on the current status of each item. It is recommended that the report be received and noted.

PRECIS

NOTICES OF MOTION

Note from General Manager

There are an unusually large number of Motions with Notice on the Council agenda. Many of them require the preparation of reports which individually can be undertaken within normal operations. However depending on the total number and wording of the Motions adopted, it may become necessary to prioritise the preparation of reports. This will be reported to Council.

The reports will then provide further advice to Council about the general feasability and costs associated with implementation of proposals. In some cases, costs would be considerable.

NM 17	POLITICAL SIGNAGE	228
NM 18	RECYCLING BINS	229
NM 19	LOW COST HOUSING	230
NM 20	INTERNATIONAL DAY OF MOURNING PLAQUE	231
NM 21	PILOT "BUSH ROCKET" SCHEME – POTENTIAL SITES	232
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NM 23	SOLAR ENERGY	235
NM 24	ENMORE POOL	236
NM 25	RANGERS' PRIORITIES	237
NM 26	MARRICKVILLE TUNNEL, THE M4 AND THE M5	238
NM 27	PETERSHAM POOL	239

MINUTES OF MEETING 06/08 – 15 July, 2008

Meeting Commenced at 6.40 pm.

PRESENT

The Mayor, Councillor D Thanos, who occupied the Chair, the Deputy Mayor, Councillor P Olive, and Councillors S Byrne, F Byrne, V Macri, C Hesse, M Hanna OAM, R Owen and S Khan

ALSO PRESENT General Manager, Director Corporate Services, Director Development & Environmental Services, Director Technical Services, Director Community Services, Manager Administrative Services, Manager Corporate Development, A/g Corporate Planner and Communications Co-ordinator

ACKNOWLEDGEMENT OF COUNTRY BY CHAIRPERSON

We meet today on the traditional land of the Cadigal Wangal People of the Eora Nation. I acknowledge their care of the land over many generations. I celebrate their ongoing achievements in today's society and acknowledge the terrible wrongs that have been committed against the Aboriginal peoples of Australia.

The Mayor noted the passing of Councillor Iskandar's father and offered the sincere condolences of the Council.

PERIOD OF SILENCE FOR PRAYER, PLEDGE OR CONTEMPLATION

<u>BUSINESS</u>

APOLOGIES

6046

RESOLVED: On the Motion of Councillor Thanos, seconded by Councillor Olive, THAT the apologies extended for Councillor Sharpe, who is interstate; Councillor Cotter, who is overseas; and Councillor Iskandar, whose father has passed away, be accepted and leave of absence be **GRANTED**.

For Motion: Unanimous

DISCLOSURES OF INTERESTS

File Ref: 4084

The following Councillor indicated the following matter in the Business Paper where they have a Conflict of Interest, and the nature of that interest is as follows:

Item No	Councillor	Nature of Interest	Pecuniary/
			Non Pecuniary
GM 68	Councillor S Byrne	Child goes to the school	Non Pecuniary
			Will speak and vote

MINUTES OF MEETING 06/08 – 15 July, 2008

CONFIRMATION OF MINUTES

File Ref: 4322

RESOLVED: On the Motion of Councillor Thanos, seconded by Councillor F Byrne, **THAT** the Minutes of the Council Meeting 05/08, held on Tuesday, 17 June 2008 and Minutes of the CDM Meeting 06/08 held on Tuesday, 1 July 2008, as circulated, be **CONFIRMED.**

For Motion: Unanimous

SUSPENSION OF STANDING ORDERS OPEN COMMITTEE OF THE WHOLE

- 6048 <u>RESOLVED</u>: On the Motion of Councillor Thanos, seconded by Councillor Olive, THAT:
 - 1. Standing Orders be suspended to allow items to be brought forward and for members of the public to address Council in relation to those items as follows:

GM 67 Mr Michael Carney NM 16 Mr Ernie Pohl

2. Standing Orders be resumed at the completion of the addresses to allow Council to consider the particular item.

For Motion: Unanimous

GM 67

MAJOR PROJECTS - DETERMINATION OF A PREFERRED
DESIGN CONCEPT AND ALLOCATION OF ADDITIONAL
PROJECT FUNDING TO THE PROPOSED REDEVELOPMENT OF
A NEW SES FACILITY AT SYDENHAM GREEN, SYDENHAM

File Ref: 1980

Mr Michael Carney addressed the Council at 7.45 pm.

6049 <u>RESOLVED</u>: On the Motion of Councillor Thanos, seconded by Councillor Olive, THAT the Recommendation as appearing on the Business Paper be ADOPTED.

For Motion: Unanimous

The Chair noted that Mr Pohl was not in attendance to address Council on Item NM 16.

MINUTES OF MEETING 06/08 – 15 July, 2008

<u>DEVELOPMENT AND ENVIRONMENTAL SERVICES</u>

PLANNING SERVICES MATTERS

PS 10 REVIEW OF NSW HOUSING CODE AND NSW COMMERICAL BUILDING CODE

File Ref: 2663

RESOLVED: On the Motion of Councillor Thanos, seconded by Councillor Hesse, **THAT** the Recommendation of the Development & Environmental Services Committee as appearing on the Business Paper be **ADOPTED**.

For Motion: Unanimous

<u>CORPORATE SERVICES, COMMUNITY SERVICES</u> <u>AND TECHNICAL SERVICES</u>

6051 IT WAS RESOLVED BY THE COUNCIL, ON THE MOTION OF COUNCILLOR THANOS, SECONDED BY COUNCILLOR HESSE, TO ADOPT THE RECOMMENDATIONS OF THE CORPORATE SERVICES, COMMUNITY SERVICES AND TECHNICAL SERVICES COMMITTEES AS APPEARING ON THE BUSINESS PAPER FOR THE FOLLOWING ITEMS:

FINANCE MATTERS

FS 14 <u>IPART REVIEWS</u>

File Ref: 5250-03

COMMUNITY DEVELOPMENT MATTERS

CD 31 THE FRESH PROGRAM FOR AT RISK AND VULNERABLE 8-12 YEAR OLD CHILDREN AND THEIR FAMILIES

File Ref: 2914

CD 32 <u>MIDNIGHT BASKETBALL MARRICKVILLE SOUTH LEAGUE</u> EXPRESSION OF INTEREST

File Ref: 2891

COMMUNICATION AND CULTURAL SERVICES MATTERS

CC 18 MAIN STREET PROGRAM UPDATE

File Ref: 13546-01 & 2595-01

MINUTES OF MEETING 06/08 – 15 July, 2008

CHILDREN'S SERVICES MATTERS

CS 8 <u>FAMILY DAY CARE FEDERAL CHILD CARE SUPPORT</u> FUNDING AGREEMENT 2008/09

File Ref: 3084-04

BUSINESS UNIT MATTERS

BU 6 BUSINESS UNITS PERFORMANCE REPORT

File Ref: 4572-04

BU 7 SUPPLY AND COMMISSIONING OF TRUCK MOUNTED

SWEEPER TENDER

File Ref: 12776-02

ENGINEERING SERVICES MATTERS

ES 22 PROPOSED UPGRADE OF SYDENHAM RAILWAY STATION

File Ref: 6115-03

ES 23 ENGINEERING PERFORMANCE REPORT

File Ref: 4572-04

PARKS & RESERVES MATTERS

PR 19 2008/2009 SUMMER SEASON SPORTS GROUND ALLOCATIONS

File Ref: 10821-02-01

PR 20 MACKEY PARK – LEASE TO CONCORDIA CLUB – PROGRESS

REPORT

For Motion: Unanimous

MAYORAL MINUTE

MM 9 <u>DEVELOPMENT OF PETERSHAM RSL CLUB LIMITED SITE</u>

File Ref: 3950.40-02

6052 **RESOLVED**: On the Motion of Councillor Thanos, seconded by Councillor Khan,

THAT the Recommendation as appearing on the Business Paper be **ADOPTED**.

MINUTES OF MEETING 06/08 – 15 July, 2008

GENERAL MANAGER'S REPORTS

- 6053 IT WAS RESOLVED BY THE COUNCIL, ON THE MOTION OF COUNCILLOR THANOS, SECONDED BY COUNCILLOR HESSE, TO ADOPT THE RECOMMENDATIONS AS APPEARING ON THE BUSINESS PAPER FOR THE FOLLOWING ITEMS:
 - GM 65 REPORT ON THE MAKING A DIFFERENCE @ MARRICKVILLE (MAD@M) PROJECT

File Ref: 2593

GM 66 ORDINARY MEETING OF THE SOUTHERN SYDNEY REGIONAL ORGANISATION OF COUNCILS (SSROC) HELD ON THURSDAY, 29 MAY 2008

File Ref: 4567-19

For Motion: Unanimous

GM 68 MAJOR PROJECTS – DETERMINATION OF A PREFERRED APPROACH TO THE NEW CHILDREN'S CENTRE PROPOSALS AT THE MARRICKVILLE WEST PUBLIC SCHOOL

File Ref: 1968

6054 <u>RESOLVED</u>: On the Motion of Councillor Thanos, seconded by Councillor Khan, THAT the Recommendation as appearing on the Business Paper be ADOPTED.

For Motion: Unanimous

GM 69 FOURTH QUARTER AND FULL YEAR REPORT JUNE 2008

File Ref: 2790

6055 <u>RESOLVED</u>: On the Motion of Councillor Thanos, seconded by Councillor Hesse, THAT the Recommendation as appearing on the Business Paper be **ADOPTED**.

MINUTES OF MEETING 06/08 – 15 July, 2008

GM 70 LOCAL GOVERNMENT ASSOCIATION OF NSW – ANNUAL CONFERENCE 25 - 29 OCTOBER 2008

File Ref: 1843

RESOLVED: On the Motion of Councillor Thanos, seconded by Councillor Hesse, THAT the MOTION be ADOPTED with an amendment that Council submit to the 2008 Conference the Motion re the end to political donations that was submitted to the Parliamentary Inquiry and any party or individual receiving a donation of more than \$1,000 be excluded from voting on a matter relating to the donor.

For Motion: Unanimous

- 6057 IT WAS RESOLVED BY THE COUNCIL, ON THE MOTION OF COUNCILLOR THANOS, SECONDED BY COUNCILLOR KHAN, TO ADOPT THE RECOMMENDATIONS AS APPEARING ON THE BUSINESS PAPER FOR THE FOLLOWING ITEMS:
 - GM 71 ANNUAL REVIEW OF COUNCILLOR'S ACCESS TO INFORMATION
 File Ref: 4015-04
 - GM 72 COUNCILLOR'S ACCESS TO INFORMATION

File Ref: 4015-04

For Motion: Unanimous

The Chair noted that Item GM 73 would be dealt with in conjunction with Item NM 16 later in the meeting.

GM 74 <u>DISCLOSURES OF INTEREST BY STAFF</u>

File Ref: 4577-03

6058 <u>RESOLVED</u>: On the Motion of Councillor Thanos, seconded by Councillor Hesse, THAT the Recommendation as appearing on the Business Paper be ADOPTED.

MINUTES OF MEETING 06/08 – 15 July, 2008

6059 IT WAS RESOLVED BY THE COUNCIL, ON THE MOTION OF COUNCILLOR KHAN, SECONDED BY COUNCILLOR HESSE, TO ADOPT THE RECOMMENDATIONS AS APPEARING ON THE BUSINESS PAPER FOR THE FOLLOWING ITEMS:

GM 75 PETITIONS RECEIVED

File Ref: 4577-03

GM 76 OUTSTANDING CONFERENCES AND REPORTS REQUESTED BY
COUNCILLORS AND IMPLEMENTATION OF NOTICES OF
MOTION

File Ref: 4577-03

For Motion: Unanimous

NOTICES OF MOTION

NM 13 PAID MATERNITY LEAVE

File Ref: 4056-03

6060 <u>RESOLVED</u>: On the Motion of Councillor F Byrne, seconded by Councillor Hesse, THAT the Recommendation as appearing on the Business Paper be ADOPTED.

For Motion: Councillors Thanos, Hanna, F Byrne, S Byrne, Khan, Hesse,

Olive and Owen

Against Motion: Councillor Macri

NM 14 <u>ELECTRIC CARS</u>

File Ref: 4056-03

RESOLVED: On the Motion of Councillor S Byrne, seconded by Councillor Hesse, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**.

For Motion: Unanimous

NM 15 ADDISON ROAD CENTRE

File Ref: 4056-03

RESOLVED: On the Motion of Councillor Olive, seconded by Councillor Khan, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**.

MINUTES OF MEETING 06/08 – 15 July, 2008

NM 16 ROTARY CLUB OF MARRICKVILLE FEE WAIVER

File Ref: 4056-03

in conjunction with

GM 73 REQUEST FOR FEE WAIVER FROM ROTARY CLUB OF MARRICKVILLE

File Ref: 1678

A **MOTION** was moved by Councillor Hanna, seconded by Councillor Macri, **THAT** Council provide financial assistance of \$154.00.

An **AMENDMENT** was moved by Councillor S Byrne, seconded by Councillor Hesse, **THAT** the fee structure for festival stalls be considered as part of the next Budget process.

The **AMENDMENT** was put to the vote and was **CARRIED**.

For Motion: Councillors Thanos, S Byrne, F Byrne, Khan, Hesse and Olive

Against Motion: Councillors Hanna, Macri and Owen

The **AMENDMENT** became the **MOTION** and was put to the vote and was **CARRIED**.

For Motion: Councillors Thanos, S Byrne, F Byrne, Khan, Hesse, Owen and

Olive

Against Motion: Councillors Hanna and Macri

Note: The Mayor and Councillors noted that this was the General Manager, Candy

Nay's last Council Meeting before her retirement from Council. The Mayor and Councillors thanked Ms Nay for her dedicated and outstanding service

to Council and to the Marrickville community.

The Meeting closed at 8.15 pm

CHAIRPERSON

MINUTES OF MEETING CDM 07/08 – 5 August, 2008

Meeting commenced at 9.04 pm

PRESENT The Mayor, Councillor D Thanos (who occupied the Chair), the Deputy

Mayor, Councillor P Olive and Councillors S Iskandar, B Cotter, P Sharpe,

R Owen, S Khan, S Byrne, F Byrne and V Macri.

ALSO PRESENT Director Development and Environmental Services, Manager Development

Assessment and Planning Services, Manager Planning Projects and Acting

Team Leader Fire Safety.

PERIOD OF SILENCE FOR PRAYER, PLEDGE OR CONTEMPLATION

APOLOGIES

RESOLVED: On the Motion of Councillor Thanos, seconded by Councillor Olive,

THAT the apologies for Councillors C Hesse and M Hanna OAM, be accepted and

leave of absence be **GRANTED**.

For Motion: Unanimous

DISCLOSURES OF INTEREST Nil

DEVELOPMENT AND ENVIRONMENTAL SERVICES

RESOLVED: On the Motion of Councillor Thanos, seconded by Councillor F Byrne, **THAT** Council **ADOPT** the recommendation of the Development and Environmental Services Committee for the following Items:-

DA 68 671 – 675 KING STREET, ST PETERS

File Ref: DA200700350

RECOMMENDED: On the Motion of Councillor Olive, seconded by Councillor F Byrne, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**.

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For Motion: Councillors Olive, Iskandar, Cotter, Sharpe, Owen,

Khan, S Byrne and F Byrne

Against Motion: Councillors Thanos and Macri

PS 11 MARRICKVILLE LEP/DCP PROJECT: DRAFT INNER WEST
SUBREGIONAL STRATEGY AND DRAFT SYDNEY CITY
SUBREGIONAL STRATEGY; AND IMPLICATIONS OF ANEF
CONTOURS FOR NEW DEVELOPMENT

File Ref: 2663

MINUTES OF MEETING CDM 07/08 – 5 August, 2008

RECOMMENDED: On the Motion of Councillor S Byrne, seconded by Councillor F Byrne, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**.

For Motion: Unanimous

PS 12 FUTURE LIGHT RAIL & ACTIVE TRANSPORT OPTIONS FOR THE COOKS RIVER TO IRON COVE GREENWAY CORRIDOR

File Ref: 366-01

<u>RECOMMENDED</u>: On the Motion of Councillor Olive, seconded by Councillor Khan, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**.

For Motion: Unanimous

For Motion: Unanimous

Meeting closed at 9.05 pm.

CHAIRPERSON

DA 60 - 34 TUPPER STREET, ENMORE

(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)

For Decision

File Ref: DA200700236

Director, Development & Environmental Services reports:

Synopsis

This report provides a summary of the inspection of the above property carried out by Councillors on Saturday 9 August 2008. The inspection was carried out in accordance with a resolution of the Development and Environmental Services Committee at meeting 07/08. The inspection party viewed the property and plans and heard submissions from the applicant/architect, the owner and the adjoining neighbour from 36 Tupper Street. There was no consensus reached by those Councillors present regarding the overall merits of the proposal.

COUNCILLORS PRESENT: Councillors F Byrne and P Olive.

OFFICER PRESENT: Manager Development Assessment and Planning Services

APOLOGIES: The Mayor, Councillor D Thanos, and Councillors S Byrne,

B Cotter, M Hanna, C Hesse, S Iskander, S Khan, V Macri,

R Owen and P Sharpe.

Background:

A report on an application to demolish the existing garage fronting Alma Avenue, carry out alterations and additions to the dwelling house, subdivide the land into two (2) allotments and erect a two storey dwelling house on the allotment fronting Alma Avenue on the above property was considered by Council as Item DA 60 DES 07/08. The Committee resolved that the application be deferred pending an inspection of the subject premises by Councillors and the matter be **REFERRED** to Council for determination.

A copy of that report is **ATTACHED** to the rear of this report as **ATTACHMENT 1**.

Inspection Report:

The inspection party viewed the property and plans and heard submissions from the applicant/architect, the owner and the adjoining neighbour from 36 Tupper Street. Issues raised and discussed included the proposed nil side boundary setback on the southern side of the existing dwelling for the rear extension, the inclusion of a central courtyard for the existing dwelling adjacent to 36 Tupper Street and privacy impacts associated with the first floor bedroom 2 window in the new dwelling.

The Councillors present noted that privacy screening was proposed for the first floor east facing bedroom 2 windows of the new dwelling in the form of obscure glazing, but did not reach agreement as to whether this type of privacy treatment was appropriate.

At the conclusion of the inspection no consensus was reached.

DA 60 - 34 TUPPER STREET, ENMORE

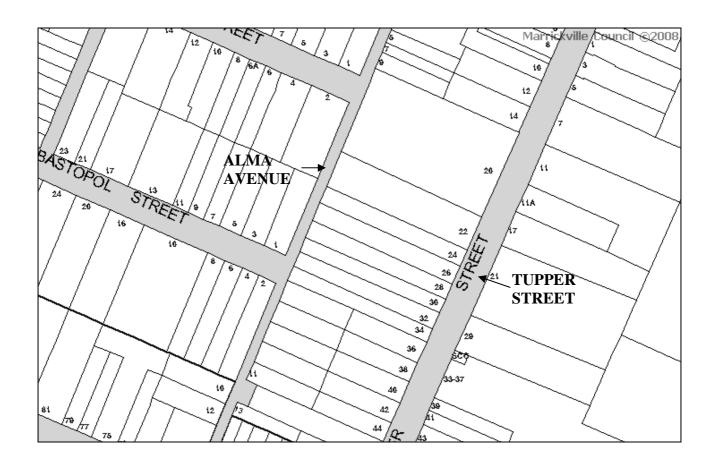
(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)
For Decision

Clarification of Lot Frontages:

The width of the proposed lot fronting Alma Avenue is 6.55 metres, not 5.3 metres as listed in Section 4(x) of the original report to the DES Meeting 07/08 (Attachment 1).

A table showing the frontages of existing lots in Alma Avenue is included below together with a map showing the correct location of each lot.

Number	Frontage	Site Area
5 Alma Avenue	5.46m	166sqm
7 Alma Avenue	4.57m	139sqm
9 Alma Avenue	7m	213sqm
Subject Site	6.55m	152sqm
Rear of 36 Tupper Street	9.14m	270sqm
Rear of 38 Tupper Street	9.14m	270sqm
Rear of 40 Tupper Street	9.14m	270sqm
Rear of 42 Tupper Street	9.14m	270sqm
11 Alma Avenue	9.14m	154sqm
13 Alma Avenue	5.3m	157sqm
10 Alma Avenue	9.91m	280.9sqm
12 Alma Avenue	9.91m	280.9sqm



DA 60 - 34 TUPPER STREET, ENMORE

(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)
For Decision

RECOMMENDATION:

THAT the matter be submitted to the Council for determination.

ATTACHMENT 1: Total 33 pages

Item DA 60 DES Meeting 07/08

ATTACHMENT 1 - DA 60 - 34 TUPPER STREET, ENMORE

(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)

For Decision

File Ref: DA200700226

Director, Development & Environmental Services reports:

Synopsis

Application to demolish the existing garage fronting Alma Avenue, carry out alterations and additions to the dwelling house, subdivide the land into two (2) allotments and erect a two storey dwelling house on the allotment fronting Alma Avenue. The original application was notified in accordance with Council's notification policy and five (5) submissions were received. The applicant amended the proposed development and the amended application was advertised in accordance with Council's Notification Policy. Five (5) submissions and a petition signed by the five objectors and two (2) additional property owners were received. The proposal generally complies with Council's planning controls however a variation to the private open space and parking controls is sought. Both variations are considered supportable. It is considered that the proposal will not result in any significant impacts on the streetscape or amenity of adjoining premises. The application is considered suitable for approval subject to the imposition of appropriate conditions. The application is referred to the Committee for determination given the number of objections received.

<u>PART A - PARTICULARS</u>

Location:

Located on the north-western side of Tupper Street, between Newington Road and Stanmore Road, Stanmore



D/A No: 200700226

Application Date: 2 May 2007 (additional information received on 21 May 2008, 26 May

2008 and 21 July 2008)

ATTACHMENT 1 - DA 60 - 34 TUPPER STREET, ENMORE

(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)
For Decision

Proposal: To demolish the existing garage fronting Alma Avenue, carry out

alterations and additions to the dwelling house, subdivide the land into two (2) allotments and erect a two storey dwelling house on the allotment

fronting Alma Avenue.

Cost (est): \$350,000

Applicant: T. Schipelliti

Zoning: Residential 'A' and affected by Proposed New Alignment

<u>PART B - THE SITE AND ITS ENVIRONMENT</u>

Improvements: Single storey dwelling house with detached garage



Photo 1 – The subject dwelling house is the left hand dwelling house in the above pair of attached dwelling houses.

Current Use: Dwelling house

Prior Approval: No town planning history of relevance

Environment: Residential

ATTACHMENT 1 - DA 60 - 34 TUPPER STREET, ENMORE

(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)

For Decision

<u>PART C - REQUIREMENTS</u>

1 Zoning

Is use permissible in zoning?

Yes

2 Development Standards (Mandatory Requirements):

None applicable

3 Departures from Council's Codes and Policies:

Type Required Proposed

Car Parking 2 0 Private open space 45sqm 42sqm

4 Advertising / Notification:

Required: Yes (newspaper advertisement, on-site notice and letter notification)

Submissions: Five (5) submissions and a petition signed by the five objectors and two

additional property owners

5 Other Requirements:

ANEF 2023/24 Affectation: 25-35 ANEF

Marrickville Section 94 Contributions Plan 2004: \$16,783.21

PART D - ISSUES

1. The Site and Surrounds

The subject site is located on the north-western side of Tupper Street, between Newington Road and Stanmore Road, Stanmore. The subject site has a 6.54 metre frontage to Tupper Street, a depth of 62.25 metres and a 6.55 metres frontage to Alma Avenue at the rear creating a site area of approximately 410sqm.

Existing on the site is a single storey dwelling house which forms half of a pair of semi-attached dwelling houses (linked with 32 Tupper Street) which front Tupper Street with a detached garage which fronts Alma Avenue.

The subject land is affected by Clause 46 – Restriction of development by proposed realignment – under Marrickville Local Environmental Plan 2001. The proposed new alignment (PNA) affects the section of the property fronting Alma Avenue.

The area surrounding the site is zoned Residential 'A' under Marrickville Local Environmental Plan 2001 and consists of a mix of residential development.

ATTACHMENT 1 - DA 60 - 34 TUPPER STREET, ENMORE

(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008) For Decision

2. The Proposal

Approval is sought to demolish the existing garage fronting Alma Avenue, carry out alterations and additions to the dwelling house, subdivide the land into two allotments and erect a two storey dwelling house on the rear allotment fronting Alma Avenue.

The proposed subdivision would create two (2) lots of the following dimensions:

	Area	Frontage	Depth
Lot 1 (Tupper	263.44sqm	6.54m	39.689m
Street)			
Lot 2 (Alma	147.31sqm	6.555m	22.651m
Avenue)	_		

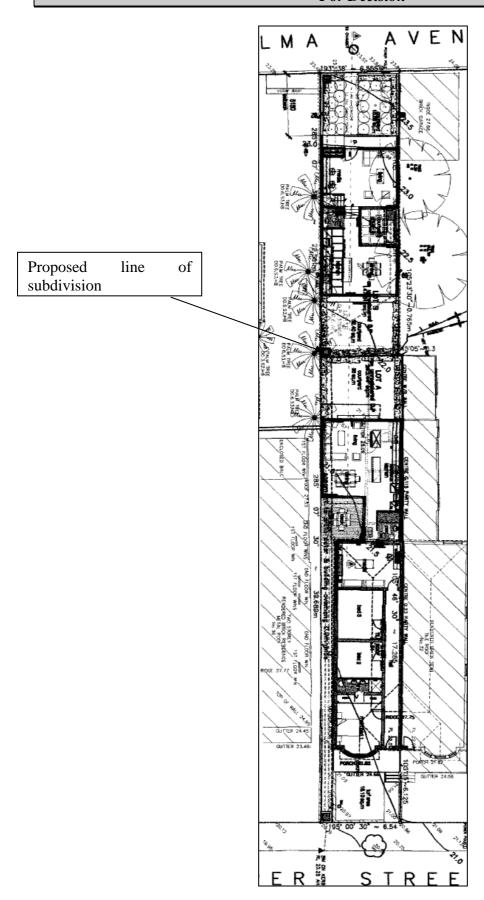
The alterations to the existing dwelling house which fronts Tupper Street include the demolition of the existing rear extension and replacing it with contemporary extension containing a bathroom, kitchen, and dining and living area. No alterations are proposed to the front (Tupper Street) elevation of this dwelling house.

The new dwelling house on the allotment fronting Alma Avenue is to be two (2) storeys in height and is to contain a living area, dining area, kitchen and bathroom on the ground floor with two (2) bedrooms provided on the first floor.

A copy of the site plan and elevations of the proposed development submitted with the application are reproduced below:

ATTACHMENT 1 - DA 60 - 34 TUPPER STREET, ENMORE

(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008) For Decision



 ${\it Image~1-Site~plan/ground~floor~plan} \\ {\it 18}$

ATTACHMENT 1 - DA 60 - 34 TUPPER STREET, ENMORE

(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008) For Decision

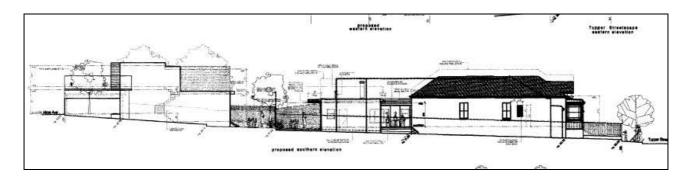


Image 2 – Southern (side) elevation



Image 3 – Northern (side) elevation

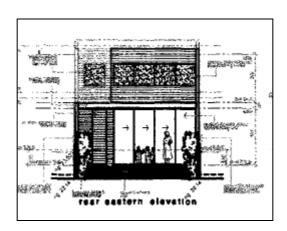


Image 4 – Front (Alma Avenue) elevation

3. Marrickville Local Environmental Plan 2001 (MLEP 2001)

(i) Zoning (Clause 10)

The property is zoned Residential 'A' under the provisions of Marrickville Local Environmental Plan 2001 (MLEP 2001). The proposed development is permissible with Council's consent under the zoning provisions applying to the land.

The proposed development complies with the objectives for the zone under Marrickville Local Environmental Plan 2001.

ATTACHMENT 1 - DA 60 - 34 TUPPER STREET, ENMORE

(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)
For Decision

(ii) Subdivision (Clause 26)

Clause 26 of MLEP 2001 states that a person must not subdivide land to which the Plan applies without development consent. The issue concerning the subdivision of the land is discussed in more detail later in this report.

(iii) Aircraft Noise (Clause 28)

The subject property is located within the 25-35 Australian Noise Exposure Forecast (2023/24) Contour. The proposed dwelling-house would need to be noise attenuated in accordance with Australian Standard AS2021-2000 - Acoustics - Aircraft noise intrusion-Building Siting and Construction. A condition to such effect should be imposed on any consent granted.

(iv) Restriction of development by proposed road alignment (Clause 46)

The subject land is affected by a proposed road realignment ("PNA") on the Alma Avenue frontage of the property. The PNA is approximately 4.8m in depth. The proposed dwelling house does not encroach on to the area of the property affected by the proposed new alignment.

(v) Heritage (Clauses 47 to 55)

The subject property is located in the Newington Conservation Area under Marrickville draft Local Environmental Plan No. 111. The proposed development will not impact on the existing streetscape of Tupper Street. Furthermore, given Alma Avenue generally consists of garages which service dwelling houses which front Tupper Street, with only a few dwelling houses fronting Alma Avenue, the contemporary flat roof design will not impact on the heritage significance of the street or area.

(vi) Protection of Trees (Clause 56)

Clause 56 of MLEP 2001 concerns the protection of trees under Council's Tree Preservation Order. There are no trees on the property covered by under Council's Tree Preservation Order.

(vii) Acid Sulfate Soils (Clause 57)

The property is not located in an area identified as being subject to acid sulfate soil risk under MLEP 2001.

(viii) Waste Management (Clause 58)

Clause 58 of MLEP 2001 requires consideration of waste management for any proposed development. There is considered to be sufficient area within the site to allow for the storage of garbage bins. A condition requiring a Site Waste Management Plan prepared in accordance with Council's requirements should be imposed on any consent granted.

(ix) Energy, Water & Stormwater Efficiency (Clause 59)

Clause 59 of MLEP 2001 requires consideration to be given to the energy, water and stormwater efficiency of any proposed development. A BASIX Certificate was submitted with the application

ATTACHMENT 1 - DA 60 - 34 TUPPER STREET, ENMORE

(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)

For Decision

which demonstrates that the proposed dwelling house meets the water, thermal comfort and energy targets prescribed under the BASIX Scheme.

(x) Landscaping and Biodiversity (Clause 60)

Clause 60 of MLEP 2001 requires consideration be given to conservation of biodiversity as is of relevance to the subject application. The subject site does not contain any significant native vegetation however the proposal represents an opportunity for landscaping with native plants. A condition should be imposed on any consent granted requiring the provision of native revegetation and landscaping in accordance with Council's requirements.

(xi) Community Safety (Clause 62)

Clause 62 of MLEP 2001 requires consideration to be given to community safety before granting development consent. To this extent the following matters are to be considered:

- (a) the provision of active street frontages where appropriate,
- (b) the provision of lighting for pedestrian site access between public and shared area, parking areas and building entrances,
- (c) the visibility and legibility of building entrances from streets, public areas or internal driveways.

The front doors of the proposed dwelling-house fronting Alma Avenue provides an obvious and secure entry. The natural topography of the site and built forms allow for territorial reinforcement and space management in accordance with Council requirements.

4. Marrickville Development Control Plan No. 35 - Urban Housing Vol. 1 (DCP 35)

(i) Solar Access, Energy and Water Efficiency

DCP 35 requires that:

"Direct solar access to windows of principal living areas and the principal area of open space of adjacent dwellings, must not be reduced:

- (a) to less than 2 hours between 9.00am and 3.00pm on 21 June; and
- (b) where less than 2 hours of sunlight is currently available in March/Sept will be considered in the assessment of the proposal. The sunlight available between 9.00am and 3.00pm on the 21st March/September, is not to be reduced."

The applicant made the following submission having regard to the shadow impact of the proposed development:

"The proposal recognises and respects the reasonable needs for solar access of adjoining residences internal and external spaces including their protection of solar rights for the purposes of hot water heating, energy generation using photo-voltaic panels and passive internal heating.

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(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)

For Decision

As demonstrated in the 2l June Shadow Diagrams, the proposed Alma Street residence will not cause any significant overshadowing of windows or yard areas, as its context is such that the position of the dwelling is to the rear of the property thus a considerable distance from the adjoining residences.

Furthermore the site has an east-west orientation which will have no shadowing affects on the north adjoining allotment at No. 32 Tupper Street. The shadows cast to the southern allotment at No. 36 Tupper Street are inconsequential and imperceptible to the adjoining terrace windows and open space, falling rather over the rear of the property over the garage / carport.

As such, the proposed development is considered to comply with the solar access controls specified under DCP35."

The applicant submitted shadow diagrams as part of the subject development application. The shadow diagrams illustrate that the solar access of adjoining properties will not be significantly impacted upon by the carrying out of the proposed development. As pointed out by the applicant above, the proposed development will lead to some overshadowing of the rear yard of the adjoining dwelling house at 36 Tupper Street. More specifically the proposed development will result in the following shadow impact at the winter solstice:

- At 9.00am the proposed development will cast shadows toward Alma Avenue resulting in
 overshadowing of the rear portion of 36 Tupper Street. While the rear portion of the yard
 area provided for 36 Tupper Street will be overshadowed, the majority of the yard area will
 receive solar access;
- At 12.00 noon the proposed development results in a greater shadow impact on the rear yard
 of 36 Tupper Street with approximately half of the rear yard being overshadowed, however
 the rear enclosed balcony and courtyard directly to the rear of the dwelling house would still
 receive solar access; and
- At 3.00pm the proposed development will cast shadows towards the dwelling house at No. 36 Tupper Street overshadowing the majority of the courtyard directly to the rear of the dwelling house, however, the rear portion of the rear yard (adjacent to Alma Avenue) will receive solar access.

It is evident from the shadow diagrams submitted as part of the development application that the proposed development will not result in any overshadowing of windows of principal living areas of the dwelling house at 36 Tupper Street. Furthermore, the principal area of open space of 36 Tupper Street will receive solar access in accordance with Council requirements.

Having regard to solar access, energy and water efficiency of the proposed dwelling house the applicant made the following submission:

"The layout of the proposed dwelling house encourages passive solar heating and natural ventilation through its design. A Basix Certificate for the new dwelling accompanies this application which verifies its compliance under these provisions. The extension to the existing Tupper Street residence is considered to fall within the \$100k threshold and therefore a Basix Certificate not required."

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(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)
For Decision

The proposed development is considered reasonable having regard to solar access, ventilation and water efficiency.

(ii) Floor Space Ratio and Site Coverage

DCP 35 does not prescribe a maximum floor space ratio and maximum site coverage control for dwelling houses on allotments of land less than 200sqm in area as is the case for the lot and dwelling house which is proposed to front Alma Avenue. Such applications are required to be assessed on merit taking into account the adjoining site context to determine the maximum FSR and site coverage achievable on site. The proposed lot which fronts Tupper Street is greater than 200sqm in area and as such and the alterations and additions to the dwelling house proposed as part of the subject development application are subject to the maximum floor space ratio and maximum site coverage controls contained in DCP 35.

The following table gives a breakdown of the site area, gross floor area and site coverage of the rear allotment which fronts Alma Avenue:

	Site Area m ²	Gross Floor Area m ²	FSR	Site Coverage
Lot Fronting	147.3sqm	133sqm	0.9:1	60%
Alma				
Avenue				

The following table demonstrates compliance with the gross floor area and site coverage controls contained in DCP 35 which apply to the front allotment which fronts Tupper Street:

Total Floor Space	152.52sqm	
Site Area	263sqm	
Floor Space Ratio Proposed	0.57:1	
Floor Space Ratio	1:1	
Permitted		
Site Coverage Proposed	62%	
Site Coverage Permitted	66%%	

The above table demonstrates that the proposal complies with the numerical requirements contained within DCP 35. It is acknowledged that these controls, being designed to regulate the level of development on the land are not as of right controls and need to be considered in the context of the impact of the height, bulk and scale, setbacks of the development in terms of amenity and streetscape. These matters are discussed in the relevant sections of this report. Overall the bulk / scale of the development is not considered to adversely affect the locality, and is acceptable given the site context and constraints.

(iii) Building Height

There is no maximum height limit prescribed under DCP 35 for dwelling-houses. Under the DCP the height of adjoining buildings, solar access to adjoining dwellings and street context determine the ultimate height achievable.

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(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)

For Decision

The proposed dwelling house to front Alma Avenue has a maximum height of 6.8metres. Such height is in keeping with the heights of other developments within the locality and as stated previously the proposal would not adversely impact on solar access to adjoining dwellings. The height of the proposed development is considered acceptable. Furthermore, the applicant proposes to articulate / modulate the dwelling house with a side courtyard / lightwell provided on the northern (side) elevation and a second storey side setback proposed on the southern (side) elevation to reduce the visual bulk of the dwelling house when viewed from adjoining properties.

(iv) Building Setbacks

Under DCP 35 front setbacks are required to be consistent with the setback of adjoining development or the dominant setback found along the street.

Front Setback

DCP 35 states that new developments should be "consistent with the setback of adjoining development or the dominant setback found along the street".

While there is evidence of dwelling houses fronting Alma Avenue, the street also forms the rear boundary of a number of properties which front Tupper Street. As such, Alma Avenue does not have a dominant setback to guide proposed development fronting Alma Avenue. The proposed front setback of the new dwelling fronting Alma Avenue will be approximately 5.15m so as to account for the proposed road realignment. This setback is considered acceptable.

Side Setbacks

DCP 35 states that where a lot has a width of less than 8m that side boundary setbacks are at Council's discretion. Given the narrow nature of the proposed allotments, the applicant proposes to construct on a zero lot line on the side boundaries. The proposed side boundary setbacks are considered an appropriate response to the streetscape, and generally protect the amenity of the adjoining dwellings. Furthermore, as pointed out above, the applicant proposes to articulate / modulate the side elevations to reduce the visual bulk of the dwelling house when viewed from adjoining properties.

Rear Setback

Similar to the above, whilst there is evidence of dwelling houses fronting Alma Avenue, the road also forms the rear boundary of a number of properties which front Tupper Street. Given the lack of dwelling houses on the eastern side of Alma Avenue there is no dominant rear boundary setback to guide development in the lane. The applicant proposes a rear boundary setback of approximately 5 metres. The rear boundary setback is considered sufficient to ensure reasonable areas of private open space are provided for the dwelling house and ensure appropriate building separation from surrounding dwelling houses.

Given the above, the building setbacks proposed are considered to satisfy the requirements specified in DCP 35.

ATTACHMENT 1 - DA 60 - 34 TUPPER STREET, ENMORE

(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)

For Decision

(v) Streetscape and General Appearance

DCP 35 outlines the following objectives in relation to streetscape, general appearance & materials:

- "O1. To ensure new development and alterations and additions to existing houses complement the height and architectural style found in the immediate vicinity, particularly where this has an identifiable cohesiveness.
- O2. To ensure alterations and additions to existing housing do not detract from the individual character and appearance of the dwelling being added to and the wider streetscape character."

The applicant made the following submission having regard to the streetscape and general appearance of the proposed development:

"The design of the proposed development is considered to respond appropriately to the streetscape context. The streetscape although space at present is generally characterised by single and two storey original period cottages including a recent two storey attic style approval at No. 13 Alma Avenue.

This attic style of terrace was more appropriate within the site context of 13 Alma Avenue as the southern side boundary was perpendicular to the rear of five(s) allotments fronting Newington Road, anything other would have had a far greater showing impact on those adjoining courtyards and living spaces that faced them.

The proposal encourages a mix of materials that relate to the existing character of the street and has been designed in a manner that retains and enhances its existing and future desired immediate context.

The proposed design is sympathetic to these adjacent building built forms, heights and setbacks to further compliment the streetscape creating a sense of cohesion and continuity to the street.

Overall, the proposed material finishes are considered appropriate under the requirements of this DCP."

The proposed subdivision and construction of a dwelling facing Alma Avenue will not impact on the streetscape of Tupper Street as the new dwelling house is to be located at the rear of the existing dwelling house. Furthermore, the alteration and additions proposed for the existing dwelling house will not impact on the buildings presentation to the street. Given the unique surrounding development in Alma Avenue, the applicant proposes a development which responds to the mixed character of the street which consists of roller doors, dwelling houses and back fences. The architectural style of the proposed development and the materials and finishes proposed by the applicant, whilst contemporary, are considered reasonable given the lack of an existing character in the street.

ATTACHMENT 1 - DA 60 - 34 TUPPER STREET, ENMORE

(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)

For Decision

(vi) Site Facilities and Waste Management

The development application details adequate site facilities with regard to the provision of clothes drying areas, waste storage areas and collection points and letter box facilities. This element of the application is considered to be satisfactory. A condition requiring a Site Waste Management Plan to be submitted in accordance with Council's requirements should be imposed on any consent granted.

(vii) Privacy

The proposed development is not considered to result in any privacy impacts to the adjoining properties apart from the rear facing first floor bedroom windows of the dwelling house facing Alma Avenue. To restrict overviewing the applicant proposes awning style obscurely glazed windows.

(viii) Safety and Security

This element has previously been addressed under the MLEP 2001 considerations and is considered satisfactory.

(ix) Open Space and Landscaping

Part 2C of DCP 35 sets out a minimum numerical and performance requirements for the provision of open space for single dwelling houses. The numerical requirement for open space set out by DCP 35 for this development is 45sqm or 20% of the site area *whichever is the greater*. The table below details the open space element of the proposal.

	Lot 1 (Tupper Street)	Lot 2 (Alma Avenue)	DCP 35 req.
Site Area	263.44sqm	147.31sqm	
Open Space	47.24sqm	42sqm	45sqm (min)
% of site area	18%	28%	% (min)

As illustrated above, the level of private open space proposed varies from the standard prescribed under DCP 35. Despite varying from the subject control, the level of private open space provided is considered reasonable for the following reasons:

- The areas of private open space provided for each dwelling house have direct links to the main living areas of the respective dwellings ensuring that the courtyards serve as an extension of the dwelling, providing space for relaxation, dining, entertainment, recreation and children's play area;
- The areas of private open space have generous dimensions and a northern aspect creating a functional space with good amenity; and
- The proposed variation is relatively minor.

Given the above, the private open spaces provided for the subject dwelling houses is considered reasonable.

ATTACHMENT 1 - DA 60 - 34 TUPPER STREET, ENMORE

(From Development & Environmental Services Committee Meeting 07/08 – 5 August 2008)

For Decision

In relation to landscaping, DCP 35 requires that:

- "C2 The entire front setback shall be of pervious landscape. The only areas which are not required to be pervious, are the driveway and pathways to and around the house.
- C3 A minimum of 50% of the open space on the site shall be maintained as pervious landscape". The majority of open space is pervious in accordance with Council's requirements. No significant trees are proposed to be removed as a result of the proposal. The subject site does not contain any significant native vegetation however the proposal represents an opportunity for landscaping with native plants. A condition should be imposed on any consent granted requiring the provision of native revegetation and landscaping in accordance with Council's requirements.

(x) Subdivision

Part 3, Section A of DCP 35 outlines specific controls in relation to the subdivision of land. These controls do not, however, contain minimum lot width or area requirements, but rely on performance based controls that aim to ensure that new lots facilitate development that is compatible with the immediate area.

The applicant proposes to subdivide the property into two (2) allotments. The proposed allotments have a street frontage of 6.54m and 6.555m and lot sizes of approximately 263.44sqm and 147.31sqm respectively.

The following map and table illustrates / indicates the approximate widths and site areas of comparable allotments within Alma Avenue:



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Number	Frontage	Site Area
5 Alma Avenue	5.46m	166sqm
7 Alma Avenue	4.57m	139sqm
9 Alma Avenue	7m	213sqm
11 Alma Avenue	9.14m	154sqm
13 Alma Avenue	5.3m	157sqm
Subject site	5.3m	152sqm

It is evident from the above that the proposed subdivision is consistent with the subdivision pattern along Tupper Street and Alma Avenue. The proposed Torrens title subdivision of the lot into two lots is considered supportable in this instance, and is considered to be consistent with the prevailing subdivision pattern and likely future subdivision pattern of the street.

The compliance with the relevant controls set out in Part 3A have been summarised below:

- The proposed subdivision layout and dimensions will enable a building that will be consistent with the building pattern found in the street.
- The size of the proposed allotments are considered suitable to enable the siting and construction of appropriately sized and proportioned dwelling houses that provide adequate amenity to future residents and areas for open space.

Further, it is considered that the proposed subdivision would allow for continuation of the dominant built form of houses development in the street. Solar access, open space, parking and other amenity impacts of the proposal have been discussed elsewhere in the report and the proposed allotments are considered to allow for built forms which generally comply with Council's requirements with respect to these issues.

(xi) Parking and Access and Garages

Marrickville Development Control Plan No. 19 - Parking Strategy requires that one car parking space be provided for each dwelling house. The proposed development would require the provision of two (2) off street parking spaces (i.e. one for each dwelling house). The proposal does not comply with this requirement as no car parking is proposed as part of the subject development application. It is considered that there is ample parking in Tupper Street and Sebastopol Street to accommodate the proposed development. A variation to parking requirements is considered acceptable in this instance as the provision of parking would compromise the streetscape of both Tupper Street and Alma Avenue. Furthermore, given the topography of the site which slopes upwards from Tupper Street it is not possible to provide car parking in the front setback of the dwelling house fronting Tupper Street without having a significant impact on the general appearance of this dwelling house.

5. Marrickville Section 94 Contributions Plan 2004

It is considered that the carrying out of the proposed development would result in an increased demand for public amenities and public services within the area. A contribution of \$16,783.21 would be required for the proposed redevelopment under Marrickville Section 94 Contributions

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Plan 2004. A condition requiring the above contribution to be paid should be imposed on any consent granted.

6. Advertising/Notification

The application was advertised, an on-site notice displayed on the property and residents/property owners in the vicinity of the subject property were notified of the proposed development in accordance with Council's policy. Five (5) submissions were received in relation to the advertising/notification of the development as originally proposed. The amended application was advertised/notified in accordance with Council's policy. Five (5) submissions and a petition signed by the five objectors and two additional property owners were received during the notification period raising the following concerns:

Overshadowing

Four (4) objectors raised concern about the level of overshadowing that will result from the proposed development. This issue has been canvassed in the main body of the report. As pointed out above, the proposed development will not lead to any overshadowing of principal living areas of any adjoining or surrounding dwelling houses. While the proposed development will lead to some overshadowing of the rear yard of the dwelling house at 36 Tupper Street, the majority of the rear yard will receive solar access throughout the day. The level of overshadowing resulting from the proposed development is considered reasonable and the development generally satisfies Council's solar access controls.

Loss of Privacy

Five (5) objectors raised concern about a potential loss of privacy from the proposed development. This issue has been canvassed in the main body of the report. As pointed out above, the proposed development is not considered to result in any privacy impacts to the adjoining properties apart from the rear facing first floor bedroom windows of the dwelling house facing Alma Avenue. To restrict overviewing the applicant proposes to install awning style obscurely glazed windows for this rear facing bedroom.

Car Parking

Four (4) objectors raised concern about the lack of car parking and the impact that the proposed development will have on on-street parking availability. This issue has been canvassed in the main body of the report. As pointed out above, a variation to the parking requirement is considered acceptable in this instance as the provision of parking would compromise the streetscape. Furthermore, it is considered that there is ample parking in Tupper Street and Sebastopol Street to accommodate the proposed development.

Noise and Air Pollution

Three (3) objectors raised concern about the potential for increased air and noise pollution resulting from the proposed development. The proposed development is unlikely to result in significant levels of air and / or noise pollution. The neighbour at 36 Tupper Street raised particular concern with the side courtyard which is proposed for the dwelling house fronting Tupper Street. It is

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however noted that the side courtyard is located in an area which is currently a paved courtyard area, and in fact the size of this side outdoor area will in fact be reduced with the proposed development.

Out of Character

One (1) objector raised concern that the property is in a draft Heritage Conservation Area and the proposed development will be out of character with the surrounding area. The proposed subdivision and construction of a dwelling house facing Alma Avenue will not impact on the streetscape of Tupper Street as the new dwelling house is to be located at the rear of the existing dwelling house. Furthermore, the alterations and additions proposed for the existing dwelling house will not impact on the building's presentation to the street. As pointed out above, given the unique surrounding development, the applicant proposes a development which responds to the mixed character of the street which consists of roller doors, dwelling houses and back fences. The architectural style of the proposed development and the material and finishes proposed by the applicant while contemporary are considered reasonable.

Property Devaluation

One (1) objector raised concern with the potential devaluation in the property values in the area directly surrounding the proposed development. There is no evidence to suggest that the proposed development will have a negative effect on property values in the surrounding locality and this is not a valid consideration in Section 79C of the Environmental Planning and Assessment Act 1979.

Impact on adjoining development

One (1) objector raised concern with potential impact that the demolition and building works will have on the adjoining dwelling house at 32 Tupper Street. The alterations to the existing dwelling house include the demolition of the existing rear extension and replacing it with contemporary extension containing a bathroom, kitchen, and dining and living area. Appropriate conditions should be imposed on any consent granted to ensure the demolition and building works do not impact on the adjoining dwelling house which shares a party wall with the subject dwelling house and a dilapidation report is also required to catalogue the condition of the adjoining property for future reference in the event that any damage is caused during work on site.

7. Conclusion

The proposal generally complies with Council's controls and is not considered to result in any significant impacts on the amenity of adjoining premises and the streetscape. The heads of consideration under Section 79C of the Environmental Planning and Assessment Act as are of relevance to the application have been taken into consideration and the application is considered suitable for approval subject to the imposition of appropriate conditions.

<u>PART E - RECOMMENDATION</u>

A. THAT the development application to demolish the existing garage fronting Alma Avenue, carry out alterations and additions to the dwelling house, subdivide the land into two

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allotments and erect a two storey dwelling house on the allotment fronting Alma Avenue be **APPROVED** and a **DEFERRED COMMENCEMENT CONSENT** be issued subject to the following terms and conditions:

PART A - DEFERRED COMMENCEMENT CONSENT

The consent will not operate and it may not be acted upon until the Council or its delegate is satisfied as to the following matters:

1. Details of all finished surface materials, including colour and texture to be used in construction being submitted to and approved by Council.

<u>Reason</u>: To ensure that finished surface details are in keeping with the contemporary style of the dwelling house and the character of the area.

Evidence of the above matter(s) must be produced to the Council or its delegate within two (2) years otherwise the Consent will not operate.

PART B - CONDITIONS OF CONSENT

Once operative the consent is subject to the following conditions:

GENERAL

1. The development must be carried out in accordance with plans and details listed below:

Plan No.	Plan/	Date Issued	Prepared by	Date
and Issue	Certificate			Submitted
	Type			
SK20A	Site plan	20 October	Development Design	21 May 2008
(Sheet 1)		2007	Pty Ltd	
SK20A	Site plan,	20 October	Development Design	21 May 2008
(Sheet 2)	stormwater	2007	Pty Ltd	
	concept and			
	construction			
	management			
	plan			
SK20A	Site plan /	20 October	Development Design	21 May 2008
(Sheet 3)	ground floor	2007	Pty Ltd	
	plan			
SK20A	Elevations	20 October	Development Design	21 May 2008
(Sheet 5)		2007	Pty Ltd	
SK20 (Sheet	Floor plan and	20 October	Development Design	21 May 2008
6)	section	2007	Pty Ltd	
206209S	BASIX		Department of	21 July 2008
	Certificate		Planning	-

As submitted with the application for development consent and as amended by the matters referred to in Part A of this Determination and the following conditions.

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<u>Reason</u>: To confirm the details of the application submitted by the applicant.

2. The premises on each allotment being used exclusively as a single dwelling-house and not being adapted for use as a dual occupancy, residential flat building, backpackers' hostel or boarding house and not being used for any industrial or commercial purpose.

<u>Reason</u>: To ensure that the premises on each allotment are used exclusively as a single dwelling house.

3. The developer liaising with the Sydney Water Corporation, the Energy Australia, AGL and Telstra concerning the provision of water and sewerage, electricity, natural gas and telephones respectively to the property.

Reason: To ensure that the development is adequately serviced.

4. All building work must be carried out in accordance with the provisions of the Building Code of Australia.

<u>Reason</u>: To ensure the work is carried out to an acceptable standard and in accordance with the State's building code.

5. Any adjustment or augmentation of any public utility services including Gas, Water, Sewer, Electricity, Street lighting and Telecommunications required as a result of the development shall be at no cost to Council and undertaken before occupation of the site.

<u>Reason</u>: To ensure all costs for the adjustment/augmentation of services arising as a result of the redevelopment are at no cost to Council.

6. Should the proposed development require the provision of an electrical substation, such associated infrastructure shall be incorporated wholly within the development site. Before proceeding with your development further, you are directed to contact Energy Australia directly with regard to the possible provision of such an installation on the property.

<u>Reason</u>: To provide for the existing and potential electrical power distribution for this development and for the area.

BEFORE COMMENCING DEMOLITION, EXCAVATION AND/OR BUILDING WORK

For the purpose of interpreting this consent, a Principal Certifying Authority (PCA) means a principal certifying authority appointed under Section 109E(1) of the Environmental Planning and Assessment Act 1979. Pursuant to Section 109E(3) of the Act, the PCA is principally responsible for ensuring that the works are carried out in accordance with the approved plans, conditions of consent and the provisions of the Building Code of Australia.

7. No work shall commence until:

- a) A PCA has been appointed. Where an Accredited Certifier is the appointed, Council shall be notified within two (2) days of the appointment; and
- b) A minimum of two (2) days written notice given to Council of the intention to commence work.

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<u>Reason</u>: To comply with the provisions of the Environmental Planning and Assessment Act.

8. A Construction Certificate being obtained <u>before commencing building work</u>. Building work means any physical activity involved in the construction of a building. This definition includes the installation of fire safety measures.

Reason: To comply with the provisions of the Environmental Planning and Assessment

- 9. The PCA being provided with either of the following documents <u>before work commences</u> on site.
 - a) A copy of the 'Contract of Insurance' (where the value of work exceeds \$12,000) and the details of the name and licence number of the builder/contractor who has been contracted to do or intends to do the work; or
 - b) A copy of a current owner-builder's permit (where the value of work exceeds \$5,000) issued by the Department of Fair Trading stating the name and permit number of the owner-builder who intends to do the work,

If these arrangements change, work shall cease until the Council has been given written notification of the updated information.

For information regarding Home Warranty insurance or owner-builder permits contact the Department of Fair Trading.

Reason: To comply with provisions of the Environmental Planning and Assessment Regulation.

10. Sanitary facilities are to be provided at or in the vicinity of the work site in accordance with the WorkCover Authority of NSW, Code of Practice 'Amenities for Construction'. Each toilet shall be connected to the sewer, septic or portable chemical toilet <u>before work</u> commences.

Facilities are to be located so that they will not cause a nuisance.

<u>Reason</u>: To ensure that sufficient and appropriate sanitary facilities are provided on the site.

11. All demolition work shall:

- a) Be carried out in accordance with the requirements of Australian Standard AS 2601 'The demolition of structures' and the Occupational Health and Safety Act and Regulations; and
- b) Where asbestos is to be removed it shall be done in accordance with the requirements of the WorkCover Authority of NSW and disposed of in accordance with requirements of the Department of Environment and Climate Change.

<u>Reason</u>: To ensure that the demolition work is carried out safely.

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- 12. Where any loading, unloading or construction is to occur from a public place, Council's Technical Services Division shall be contacted to determine if any permits or traffic management plans are required to be obtained from Council <u>before work commences</u>.

 Reason: To protect the amenity of the area.
- 13. All services in the building being demolished are to be disconnected in accordance with the requirements of the responsible authorities <u>before work commences</u>.

 Reason: To ensure that the demolition work is carried out safely.
- 14. A waste management plan being prepared in accordance with Marrickville Development Control Plan No. 27 Waste Management and submitted to and accepted by the PCA <u>before work commences</u>.

<u>Reason</u>: To ensure the appropriate disposal and reuse of waste generated on the site.

15. The site being enclosed with suitable fencing to prohibit unauthorised access. The fencing being erected as a barrier between the public place and any neighbouring property, <u>before</u> work commences.

Enquiries for site fencing and hoardings in a public place, including the need for Council approval, can be made by contacting Council's Technical Services Division.

<u>Reason:</u> To secure the area of the site works maintaining public safety.

- 16. A rigid and durable sign being erected in a prominent position on the site, <u>before work commences</u>. The sign being maintained at all times until all work has been completed. The sign is to include:
 - a) The name, address and telephone number of the PCA;
 - b) A telephone number on which Principal Contractor (if any) can be contacted outside working hours; and
 - c) A statement advising: 'Unauthorised Entry To The Work Site Is Prohibited'.

<u>Reason</u>: To maintain the safety of the public and to ensure compliance with the Environmental Planning and Assessment Regulations.

- 17. A Soil and Water Management Plan being prepared in accordance with Landcom Soils and Construction, Volume 1, Managing Urban Stormwater (Particular reference is made to Chapter 9, "Urban Construction Sites") and submitted to and accepted by the PCA. A copy of this document shall be submitted to and accepted by PCA before work commences. The plan shall indicate:
 - a) Where the builder's materials and waste are to be stored;
 - b) Where the sediment fences are to be installed on the site;
 - c) What facilities are to be provided to clean the wheels and bodies of all vehicles leaving the site to prevent the tracking of debris and soil onto the public way; and
 - d) How access to the site will be provided.

All devices shall be constructed and maintained on site while work is carried out.

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<u>Reason</u>: To prevent soil erosion and sedimentation of the stormwater network.

18. The person acting on this consent shall be responsible for arranging and meeting the cost of a dilapidation report prepared by a suitably qualified person. The report is to be submitted to and accepted by the PCA before work commences, on the buildings on the adjoining property at 32 Tupper Street if the consent of the adjoining property owner can be obtained. In the event that the consent of the adjoining property owner cannot be obtained copies of the letter/s that have been sent via registered mail and any responses received shall be forwarded to the PCA before work commences.

<u>Reason</u>: To catalogue the condition of the adjoining property for future reference in the event that any damage is caused during work on site.

19. The person acting on this consent shall apply as required for all necessary permits including crane permits, road opening permits, hoarding permits, footpath occupation permits and/or any other approvals under Section 68 (Approvals) of the Local Government Act, 1993 or Section 138 of the Roads Act, 1993.

<u>Reason</u>: To ensure all necessary approvals have been applied for.

- 20. A road opening permit shall be obtained for all works carried out in public roads or Council controlled lands. Restorations shall be in accordance with Marrickville Council's Restorations Code. Failure to obtain a road opening permit will incur an additional charge for unauthorised openings in the amount of \$1,879.70 as provided for in Council's adopted fees and charges. Reason: To ensure that all restoration works are in accordance with Council's code.
- 21. The person acting on this consent shall provide details of the means to secure the site and to protect the public from the construction works. Where the means of securing the site involves the erection of fencing or a hoarding on Council's footpath or road reserve the person acting on this consent shall submit a hoarding application and pay all relevant fees before commencement of works.

Reason: To secure the site and to maintain public safety.

22. Alignment levels for the site at all pedestrian and vehicular access locations shall be obtained from Council's Director, Technical Services before the commencement of construction. The alignment levels shall match the existing back of footpath levels at the boundary. Failure to comply with this condition will result in vehicular access being denied.

<u>Reason</u>: In accordance with Council's powers under the Roads Act, 1993, alignment levels at the property boundary will be required to accord with Council's design or existing road and footpath levels.

BEFORE THE ISSUE OF A SUBDIVISION CERTIFICATE

23. A Section 73 Compliance Certificate under the Sydney Water Act 1994 must be obtained before the issue of a Subdivision Certificate. Application must be made through an authorised Water Servicing Coordinator, for details see the Customer Service, Urban Development web site www.sydneywater.com.au or telephone 13 20 92.

Reason: To comply with the requirements of that Act.

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- 24. The submission of a final survey plan and five (5) copies for the proposed subdivision. Reason: To comply with Council's requirements.
- 25. The payment of the required fee, under Council's adopted fees and charges, for the approval of the final plan under the terms of Section 109J of the Environmental Planning and Assessment Act.

Reason: To comply with the requirements of that Act.

26. All instruments used to create easements, rights and/or restrictions as to user including in them provisions that such may not be revoked or modified without the prior approval of Council.

<u>Reason</u>: To ensure that such instruments are not revoked or modified without the prior approval of Council.

- 27. A total monetary contribution of \$16,783.21 has been assessed as the contribution for the development under Section 94 of the Environmental Planning and Assessment Act 1979 and Marrickville Section 94 Contributions Plan 2004 (a copy of which may be inspected at the offices of the Council). The contribution is towards:
 - a) \$8,326.33 Section 94 Contributions Plan 2004 for Enmore and Newtown Open Space, Park Infrastructure and Sports Facilities;
 - b) Council wide projects:
 - (i) \$1,189.48 Cooks River;
 - (ii) \$1,189.48 Tempe Reserve/Tempe Lands;
 - (iii) \$594.74 Civic Centre; and
 - (iv) \$594.74 Street Tree Master Plan.
 - c) \$2,875.67 Public Libraries and Community Recreation Facilities;
 - d) \$1,619.44 Section 94 Contributions Plan 2004 for Enmore and Newtown Area Traffic Management; and
 - e) \$393.36 Plan Administration.

The monetary contributions above are the Council's adopted contributions under the current Fees and Charges Schedule. Under Marrickville Contributions Plan 2004, contributions will be adjusted at the time of payment in line with any change in the Consumer Price Index: All Groups Index Number for Sydney provided by the Australian Bureau of Statistics. The adjusted contribution payable will be the rate in the Council's adopted Fees and Charges Schedule for the financial year in which the contribution is paid.

The contribution (as adjusted) must be paid to the Council **in cash or by unendorsed bank cheque (from an Australian Bank only) or EFTPOS (Debit only)** before the issue of a Subdivision Certificate. Under Marrickville Section 94 Contributions Plan 2004 payment of Section 94 contributions **CANNOT** be made by Personal Cheque, Company Cheque or Credit Card.

NB: The above Contributions apply to end of Financial Year 2008/2009 after which the Contributions will be indexed.

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<u>Reason</u>: To ensure provision is made for the increased demand for public amenities and services required as a consequence of the development being carried out.

28. A common drainage easement in favour of the parcels of land to be drained, being created over the full length of all existing and proposed inter-allotment drainage systems within the site of the proposed development, at no cost to Council.

<u>Reason</u>: To provide for and protect the rights of adjacent upstream landholders to drain through the site of the proposed development.

- 29. That part of the development site within the Proposed Road Widening Zone (PNA) pursuant to Marrickville Local Environmental Plan 2001 shall be dedicated to Council as "Proposed Road". The plan of survey and any associated instrument shall be lodged for registration with the dealing number given by the Land and Property Information office before the issue of a Subdivision Certificate. The land shall be fenced, landscaped and maintained by the owner at no cost to Council until such time as the road widening is undertaken in the future. Reason: To provide for the creation of the access lane to the rear of the property.
- 30. Separate drainage systems being provided to drain each proposed lot. Plans detailing the proposed system shall be submitted to and accepted by Council <u>before the issue of a Subdivision Certificate</u>.

Reason: To provide for adequate site drainage.

BEFORE THE ISSUE OF A CONSTRUCTION CERTIFICATE

For the purpose of interpreting this consent the Certifying Authority (Council or an Accredited Certifier) is that person appointed to issue a Construction Certificate.

31. The subdivision of the land into two (2) lots being registered at the Land Titles Office <u>before</u> the issue of a Construction Certificate.

Reason: To confirm the terms of Council's approval.

- 32. Details and/or specifications for the proposed planting works indicated on the landscape documents, being submitted to the Certifying Authority's satisfaction before the issue of a Construction Certificate and shall include the following:
 - a) Soil preparation, minimum depth 400mm, of good quality topsoil;
 - b) An approved slow release fertiliser;
 - c) A mulch layer, minimum depth 75mm, of pine flake or leaf litter in all planting areas;
 - d) Planting details, such as installation, staking and tying;
 - e) Adequate drainage for all planting areas; and
 - f) Preference is to be given to native plants.

Reason: To enable the establishment of the approved landscaping

33. Details regarding all hard paved areas within the development being submitted to the Certifying Authority's satisfaction before the issue of a Construction Certificate. In this

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regard the materials used should be chosen to break up the extent of hard paving and enhance the appearance of the development.

<u>Reason:</u> To ensure all hard paved areas within the development are sympathetic to and enhance the appearance of the development.

34. A detailed plan showing the height, colour and material of all fencing within the development being submitted to the Certifying Authority's satisfaction before the issue of a Construction Certificate.

<u>Reason</u>: To ensure all fencing is in keeping with the character of the area and maintains adequate privacy.

35. Noise attenuation measures being incorporated into the proposed dwelling house complying with Australian Standard 2021-2000 in relation to interior design sound levels, in accordance with details to be submitted to the Certifying Authority's satisfaction before the issue of a Construction Certificate together with certification by a suitably qualified acoustical engineer that the proposed noise attenuation measures satisfy the requirements of Australian Standard 2021-2000.

Reason: To reduce noise levels within the proposed development from aircraft.

36. Plans and specifications fully reflecting the selected commitments listed in BASIX Certificate submitted with the application for development consent being submitted to the Certifying Authority's satisfaction before the issue of a Construction Certificate.

Note: The application for the Construction Certificate must be accompanied by either the BASIX Certificate upon which development consent was granted or a revised BASIX Certificate (Refer to Clause 6A of Schedule 1 to the Regulation)

Reason: To ensure that the BASIX commitments are incorporated into the development.

- 37. Lighting details of the entrances to the dwelling houses being submitted to the Certifying Authority's satisfaction before the issue of a Construction Certificate.

 Reason: To ensure appropriate lighting is provided to create a safe living environment.
- 38. Evidence of payment of the building and construction industry Long Service Leave Scheme, shall be submitted to and accepted by the Certifying Authority before the issue of a Construction Certificate. The required payment of \$1,225 can be made at the Council Offices. This fee has been based on an estimated cost of works of \$ 350,000.

NB: The required payment referred to above is based on the estimated cost of building and construction works as stated on the development application and the current long service levy rate, set by the Long Service Payments Corporation, of 0.35% of the cost of the building and construction work.

The payment is required to be paid before the issue of a Construction Certificate and the required payment may change if the estimated cost of works has increased at that time or the levy rate has changed. In such circumstances the necessary payment will need to be re-calculated.

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<u>Reason</u>: To ensure that the required levy is paid in accordance with the Building and Construction Industry Long Service Payments Act.

- 39. Plans, details and calculations of an on site detention system in accordance with Marrickville Council Stormwater and On Site Detention Code shall be submitted to and accepted by Council before the issue of a Construction Certificate. The design of the OSD system shall comply with the following:
 - a) The on site detention system shall be designed for all storm events from the 1 year to the 1 in 100 year storm event, with discharge to a Council controlled storm water system limited to pre-development conditions with the maximum allowable discharge to Council's street gutter limited to 25 litres/second (20 year ARI);
 - b) Storage for the 1 year storm event shall be provided fully below ground;
 - c) Dry-weather flows of any seepage water including seepage from landscaped areas will not be permitted through kerb outlets and must be connected directly to a Council stormwater system. Alternatively the water may be stored separately on site and reused for the watering of landscaped areas or discharged using a timed pump out system between the hours of midnight and 4.00am;
 - d) For sites greater than 1000sqm the allowable discharge will be limited to the equivalent fully pervious discharges for the site area;
 - e) Details of the Height v Storage and Height v Discharge relationships shall be submitted;
 - f) Details of external catchments currently draining to the site shall be included on the plans. Existing natural overland flows from external catchments may not be blocked or diverted, but must be captured and catered for within the proposed site drainage system. Where necessary an inter-allotment drainage system shall be incorporated into the design; and
 - g) Details of the 1 in 100 year overflow route in case of failure\blockage of the drainage system shall be provided.

<u>Reason</u>: To ensure the development does not increase the stormwater runoff from the site and to ensure that there are no dry-weather flows of any seepage water.

40. Payment to Council of \$1,220.20 before to the issue of a Construction Certificate as a Building Security Deposit (B.S.D.) to a provide security against damage to Council's infrastructure. Council may utilise part or all of the B.S.D. to restore any damages. Further Council may recover, in any court of competent jurisdiction, any costs to Council for such restorations.

<u>Reason</u>: To ensure all damage to Council's infrastructure is repaired at the applicant's expense and to satisfactory standard.

41. <u>Before the issue of a Construction Certificate</u> the owner or builder shall sign a written undertaking that they shall be responsible for the full cost of repairs to footpath, kerb and gutter, or other Council property damaged as a result of construction of the proposed development. Council may utilise part or all of any Building Security Deposit (B.S.D.) or recover in any court of competent jurisdiction, any costs to Council for such repairs.

Reason: To ensure that all damages arising from the building works are repaired at no cost to Council.

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SITE WORKS

42. All excavation, demolition, construction and deliveries to the site necessary for the carrying out of development are restricted to between 7.00am to 5.30pm Mondays to Saturdays excluding Public Holidays. Notwithstanding the above, no work is to be carried out on any Saturday that falls adjacent to a Public Holiday.

<u>Reason</u>: To minimise the effect of the development during the construction period on the amenity of the surrounding neighbourhood.

43. The area surrounding the building work being reinstated to Council's satisfaction upon completion of the work.

<u>Reason</u>: To ensure that the area surrounding the building work is satisfactorily reinstated.

44. The placing of any materials on Council's footpath or roadway is prohibited, without the consent of Council. The placement of waste storage containers in a public place requires Council approval and shall comply with Council's Policy – 'Placement of Waste Storage Containers in a Public Place'. Enquiries are to be made with Council's Technical Services Division.

<u>Reason:</u> To ensure the public ways are not obstructed and the placement of waste storage containers in a public place are not dangerous to the public.

- 45. All demolition work being carried out in accordance with the following:
 - a) compliance with the requirements of Australian Standard AS 2601 'The demolition of structures' with specific reference to health and safety of the public, health and safety of the site personnel, protection of adjoining buildings and protection of the immediate environment;
 - b) all works involving the demolition, removal, transport and disposal of asbestos cement is to be carried out in accordance with the 'Worksafe Code of Practice for Removal of Asbestos' and the requirements of the WorkCover Authority of NSW and the Department of Environment and Climate Control;
 - c) all building materials arising from the demolition are to be disposed of in an approved manner in accordance with Marrickville Development Control Plan No. 27 Waste Management and any applicable requirements of the Department of Environment and Climate Control;
 - d) sanitary drainage, stormwater drainage, water, electricity and telecommunications are to be disconnected in accordance with the requirements of the responsible authorities;
 - e) the generation of dust and noise on the site must be controlled;
 - f) the site must be secured to prohibit unauthorised entry;
 - g) suitable provision must be made to clean the wheels and bodies of all vehicles leaving the site to prevent the tracking of debris and soil onto the public way;
 - h) all trucks and vehicles associated with the demolition, including those delivering to or removing material from the site, only having access to the site during work hours nominated by Council and all loads must be covered;
 - i) all vehicles taking materials from the site must be loaded wholly within the property unless otherwise permitted by Council;

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- j) no waste collection skips, spoil, excavation or demolition material from the site being deposited on the public road, footpath, public place or Council owned property without the approval of Council; and
- k) the person acting on this consent is responsible for ensuring that all contractors and subcontractors associated with the demolition are fully aware of these requirements.

Reason: To ensure that the demolition work is carried out safely and impacts on the surrounding area are minimised.

- 46. The works are required to be inspected at critical stages of construction, by the PCA or if the PCA agrees, by another Certifying Authority. The last inspection (g) can only be carried out by the PCA. The critical stages of construction are:
 - a) At the commencement of the building work;
 - b) After excavation for, and prior to the placement of, any footings;
 - c) Prior to pouring any in-situ reinforced concrete building element;
 - d) Prior to covering of the framework for any floor, wall, roof or other building element;
 - e) Prior to covering waterproofing in any wet areas;
 - f) Prior to covering any stormwater drainage connections; and
 - g) After the building work has been completed and prior to any occupation certificate being issued in relation to the building.

You are advised to liaise with your PCA to establish if any additional inspections are required.

Reason: To ensure the building work is carried out in accordance with the Environmental Planning and Assessment Regulations and the Building Code of Australia.

- 47. If it is necessary to excavate below the level of the base of the footings of a building on the adjoining allotments, including a public place such as footways and roadways, the person acting on this consent shall ensure:
 - a) At least seven (7) days notice is given to the owners of the adjoining land of the intention to excavate below the base of the footings. The notice is to include complete details of the work.
 - b) That any building is preserved and protected from damage.

Where a dilapidation report has not been prepared on any building adjacent to the excavation, the person acting on this consent shall be responsible for arranging and meeting the cost of a dilapidation report prepared by a suitably qualified person. The report is to be submitted to and accepted by the PCA <u>before works continue on site</u>, if the consent of the adjoining property owner can be obtained. Copies of all letter/s that have been sent via registered mail to the adjoining property owner and copies of any responses received shall be forwarded to the PCA before those works continue.

Reason: To ensure that adjoining buildings are preserved, supported and the condition of the buildings on the adjoining property catalogued for future reference in the event that any damage is caused during work on site.

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48. All vehicles carrying materials to, or from the site must have their loads covered with tarpaulins or similar covers.

<u>Reason</u>: To ensure dust and other particles are not blown from vehicles associated with the use.

49. A certificate of survey from a registered land surveyor shall be submitted to the PCA upon excavation of the footings and before the pouring of the concrete to verify that the structure will not encroach on the allotment boundaries.

Reason: To ensure all works are contained within the boundaries of the allotment.

50. All roof and surface stormwater from the site any catchment external to the site that presently drains to it, shall be collected in a system of pits and pipelines/channels and major storm event surface flow paths and being discharged to a Council controlled stormwater drainage system in accordance with the requirements of Marrickville Council Stormwater and On Site Detention Code. The maximum discharge allowable to Council's street gutter is 25 litres/second.

<u>Reason</u>: To provide for adequate site drainage.

51. All stormwater drainage being designed in accordance with the provisions of the 1987 Australian Rainfall and Runoff (A.R.R.), Australian Standard AS3500.3.2-1998 'Stormwater Drainage-Acceptable Solutions' and Marrickville Council Stormwater and On Site Detention Code. Pipe and channel drainage systems shall be designed to cater for the twenty (20) year Average Recurrence Interval (A.R.I.) storm in the case of low and medium residential developments, the twenty (20) year A.R.I. storm in the case of high density residential development and commercial and/or industrial developments and the fifty (50) year A.R.I. storm in the case of heavy industry. In all cases the major event surface flow paths shall be designed to cater for the one hundred (100) year A.R.I. storm.

Reason: To provide for adequate site drainage.

52. All drainage works being constructed in accordance with the requirements of Marrickville Council Stormwater and On Site Detention Code and AUS-SPEC#2-"Roadworks Specifications" at no cost to Council.

<u>Reason</u>: To provide for adequate site drainage.

BEFORE OCCUPATION OF THE BUILDING

- 53. You shall obtain an Occupation Certificate from your PCA before you occupy or use the building. The PCA shall notify the Council of the determination of the Occupation Certificate and forward the following documents to Council within two (2) days of the date of the Certificate being determined:
 - a) A copy of the determination;
 - b) Copies of any documents that were lodged with the Occupation Certificate application;
 - c) A copy of Occupation Certificate, if it was issued;
 - d) A copy of the record of all critical stage inspections and any other inspection required by the PCA;
 - e) A copy of any missed inspections; and

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f) A copy of any compliance certificate and any other documentary evidence relied upon in issuing the Occupation Certificate.

<u>Reason</u>: To comply with the provisions of the Environmental Planning and Assessment Regulations.

- 54. The landscaping of the site being carried out prior to occupation or use of the premises in accordance with the approved plan, and being maintained at all times to Council's satisfaction. Reason: To ensure adequate landscaping is maintained.
- Upon completion of the required noise attenuation measures referred to in the "Before the Issue of a Construction Certificate" Section of this Determination, and prior to the occupation of the proposed dwelling-house a report being prepared and submitted to Council's satisfaction by an accredited Acoustics Consultant certifying that the final construction meets AS2021-2000 as set down in the subject condition of this consent. Such report shall include external and internal noise levels to ensure that the external noise levels during the test are representative of the typical maximum levels that may occur at this development; and
 - (ii) Where it is found that internal noise levels are greater than the required dB(A) rating due to faulty workmanship or the like, necessary corrective measures shall be carried out and a further certificate being prepared and submitted to Council in accordance with the requirements as set down in Part (i) of this condition.

Reason: To reduce noise levels within the proposed dwelling-house from aircraft and to ensure that the proposed noise attenuation measures incorporated into the dwelling-house satisfactorily comply with the relevant sections of Australian Standard 2021-2000.

- 56. The Certifying Authority must be satisfied that each of the commitments listed in BASIX Certificate referred to in this Determination have been fulfilled <u>before the issue of an Occupation Certificate</u> (whether an interim or final Occupation Certificate).
 - <u>Reason</u>: To ensure that all of the BASIX commitments have been fulfilled and to comply with the requirements under Section 154B of the Environmental Planning and Assessment Regulations 2000.
- 57. The Certifying Authority must apply to the Director-General for a BASIX Completion Receipt within 2 days of the issue of a final Occupation Certificate. Completion Receipts can be applied for at www.basix.nsw.gov.au.

<u>Reason</u>: To ensure compliance with the requirements under Section 154C of the Environmental Planning and Assessment Regulations 2000.

58. Encroachments onto Council's road or footpath of any service pipes, sewer vents, boundary traps, downpipes, gutters, stairs, doors, gates, garage tilt up panel doors or any structure whatsoever shall not be permitted. Any encroachments on to Council road or footpath resulting from the building works will be required to be removed before occupation of the site.

Reason: To ensure there is no encroachment onto Council's road.

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59. The existing stone kerb adjacent to the site is of heritage significance and is to be preserved at no cost to Council. Any damage to the stone kerb will require the replacement of the damaged individual stone units before occupation of the site and at no cost to Council.

<u>Reason</u>: To ensure that items of heritage significance are preserved.

60. All works required to be carried out in connection with drainage, crossings, alterations to kerb and guttering, footpaths and roads resulting from the development shall be completed before occupation of the site. Works shall be in accordance with Council's Standard crossing and footpath specifications and AUS-SPEC#2-"Roadworks Specifications".

<u>Reason</u>: To ensure applicant completes all required work.

61. Before occupation of the site written verification from a suitably qualified professional civil engineer, stating that all stormwater drainage and related work has been and constructed in accordance with the approved plans shall be submitted to and accepted by Council. In addition, full works-as-executed plans, prepared and signed by a registered surveyor, shall be submitted to Council. These plans must include levels for all drainage structures, buildings (including floor levels), finished ground levels and pavement surface levels.

Reason: To ensure drainage works are constructed in accordance with approved plans.

62. With the regard to the On Site Detention System (OSD), a Positive Covenant in accordance with supplement 7 of Marrickville Council Stormwater and On Site Detention Code shall be placed on the Title in favour of Council before occupation of the site.

Reason: To ensure that the integrity of the OSD system is maintained and to comply with Marrickville Council Stormwater and On Site Detention Code.

63. Prior to occupation of the site the person acting on this consent shall obtain from Council a compliance Certificate(s) stating that all Road, Footpath and Drainage Works required to be undertaken as a result of this development have been completed satisfactorily and in accordance with Council approved plans and specifications.

<u>Reason</u>: To ensure that all Road, Footpath and Drainage Works required to be undertaken as a result of this development have been completed satisfactorily.

ADVISORY NOTES

- (i) A complete Building Code of Australia assessment of the application has not been carried out.
- (ii) The subject property lies within the 25-30 Australian Noise Exposure Forecast Contour as advised by the Commonwealth Department of Aviation and that it would be advisable to noise attenuate the existing dwelling house fronting Tupper Street in accordance with Australian Standard AS2021-2000.
- (iii) The approved plans **must** be submitted to the Customer Centre of any office of Sydney Water before the commencement of any work, including excavation activity associated with the development, to ensure that the proposed work meets the requirements of Sydney Water in relationship to:

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- a) sewers;
- b) watermains;
- c) stormwater channels; and
- d) development requirements where applicable.

Failure to submit these plans before commencing work may result in the demolition of the structure at the builder's expense should it be found that the work does not comply with the requirements of Sydney Water.

(iv) It is not a condition of the Determination that works required to be carried out on Council property, must be undertaken by Council itself. Council's Public Works Business Unit is however, able to provide a competitive quotation for these works. To obtain a quotation, please contact Council's Assistant Development Engineer during normal business hours on 9335 2223.

If you propose to have the vehicular crossing and or footpath works constructed by your own contractor, you or your contractor **must** complete an application for 'Construction of a Vehicular Crossing & Civil Works' form, lodge a bond for the works, pay the appropriate fees and provide evidence of adequate public liability insurance, **before commencement of works**.

(v) Useful Contacts

www.marrickville.nsw.gov.au

Copies of all Council documents and application forms can be

found on the web site.

Department of Fair Trading 13 32 20.

www.fairtrading.nsw.gov.au Enquiries relating to Owner

Builder Permits and Home Warranty Insurance

Sydney Water 13 20 92

www.sydneywater.com.au

WorkCover

Authority of NSW 2 13 10 50

www.workcover.nsw.gov.au

Construction".

Department of Environment

and Climate Change 2995 5000

www.environment.nsw.gov.au

NSW Government

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(information on asbestos and safe work practices)

www.nsw.gov.au/fibro www.diysafe.nsw.gov.au

Waste Service NSW -

Environmental Solutions <u>www.wasteservice.nsw.gov.au</u>

B. THAT those persons who lodged a submission in respect to the proposal be advised of the Council's determination of the application.

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File Ref: DA200700595

Director, Development & Environmental Services reports:

Synopsis

A report on an application to demolish the existing improvements and erect a three storey building containing a ground floor shop and four x one bedroom dwellings and to strata subdivide the premises into five lots on the above property was considered by Council as Item DA 63 at Development and Environmental Services Committee Meeting 07/08. The DES Committee considered that the application was suitable for approval and deferred the application to allow Council officers to prepare appropriate conditions of consent for Council's consideration. The application is referred to the Council for determination.

1. Background

A report on an application to demolish the existing improvements and erect a three storey building containing a ground floor shop and four x one bedroom dwellings and to strata subdivide the premises into five lots was considered by Council as Item DA 63 at Development and Environmental Services Committee Meeting 07/08.

A copy of that report is **ATTACHED** to the rear of this report as **ATTACHMENT 1**.

The Committee resolved:

"THAT:

- 1. The matter be deferred to the August Council Meeting;
- 2 Council officers prepare conditions of consent for Council's consideration.
- 3 Staff provide advice as to whether approval of the application would be in breach of the caretaker mode directions issued by the Department of Local Government."

2. Suggested Terms and Conditions for any Consent Granted

Council officers have prepared the following suggested terms and conditions which should be imposed on any consent granted:

A. THAT the development application to demolish the existing improvements and erect a three storey building containing a ground floor shop and four x one bedroom dwellings and to strata subdivide the premises into five lots be **APPROVED** subject to the following conditions:

GENERAL

1. The development must be carried out in accordance with plans and details listed below:

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Plan No. and	Plan/	Date Issued	Prepared by	Date
Issue	Certificate			Submitted
	Type			
07.08 - DA01	Floor plan	October	Ethos Architects Pty Ltd	18 December
(Rev. A)		2007		2007
07.08 - DA02	Sections and	October	Ethos Architects Pty Ltd	18 December
(Rev. A)	elevations	2007		2007
SK – 01a	Materials and	-	Ethos Architects Pty Ltd	18 December
	Finishes			2007
SK – 02a	Materials and	-	Ethos Architects Pty Ltd	18 December
	Finishes			2007
SK – 03a	Materials and	-	Ethos Architects Pty Ltd	18 December
	Finishes			2007
164053M	Basix	15	The Department of	18 December
	Certificate	November	Planning	2007
		2007		

with the application for development consent and as amended by the following conditions. Reason: To confirm the details of the application submitted by the applicant.

2. A separate Development Application being submitted to, and approved by, Council for the use of the ground floor shop prior to the occupation of that part of the premises.

<u>Reason</u>: To advise the applicant of the necessity of obtaining Council approval for the use of the premises prior to occupation.

3. The dwellings being used exclusively as a single dwellings and not being adapted for use as backpackers accommodation, serviced apartments or a boarding house and not being used for any industrial or commercial purpose.

Reason: To ensure that the premises are used exclusively as a single dwelling house.

4. One (1) off-street car parking space being provided and maintained at all times in accordance with the standards contained within Marrickville Development Control Plan No. 19 -Parking Strategy prior to the commencement of the use. Such space being allocated for the exclusive use of the shop.

<u>Reason</u>: To confirm the details of the application as submitted by the applicant.

5. No injury being caused to the amenity of the neighbourhood by the emission of noise, smoke, smell, vibration, gases, particulate matter, the exposure to view of any unsightly matter or otherwise.

<u>Reason</u>: To protect the amenity of the locality.

- 6. The use of the premises not giving rise to:
 - transmission of unacceptable vibration to any place of different occupancy;
 - a sound pressure level at any affected premises that exceeds the background (LA90) noise level in the absence of the noise under consideration by more than 3dB(A). The source noise level shall be assessed as an LAeq,15min and adjusted in accordance with

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Environment Protection Authority guidelines for tonality, frequency weighting, impulsive characteristics, fluctuations and temporal content as described in the NSW Environment Protection Authority's Environmental Noise Control Manual and Industrial Noise Policy 2000 and The Protection of the Environment Operations Act 1997 (NSW).

NOTE: Marrickville Council has adopted a 3dB(A) goal in order to prevent background noise creep and the 5dB(A) criteria as outlined in the above mentioned references are not to be used.

<u>Reason</u>: To prevent loss of amenity to the area.

7. Noise and vibration from the use and operation of any plant and equipment and/or building services associated with the premises not giving rise to "offensive noise' as defined by The Protection of the Environment Operations Act 1997 (NSW). In this regard the roller door to the car parking entry is to be selected, installed and maintained to ensure their operation does not adversely impact on the amenity of the surrounding neighbourhood.

<u>Reason</u>: To protect the amenity of the surrounding neighbourhood.

8. A separate application being submitted to, and approved by, Council prior to the erection of any advertisements or advertising structures.

<u>Reason</u>: To ensure the compliance of any advertisements or advertising structures with the requirements of Council's Advertising Code.

9. It may be necessary for the installation of a suitable electrical sub-station for the distribution of electrical power in this area to be located on the land, the subject of this application, and that an area of land suitable for the Energy Australia to provide such an installation be set aside for this purpose. Before proceeding with your development further, you are directed to contact the General Manager of the Energy Australia, George Street, Sydney, with respect to the possible need for such an installation immediately or in the future.

<u>Reason</u>: To provide for the existing and potential electrical power distribution for this development and for the area.

10. The developer liaising with the Sydney Water Corporation, the Energy Australia, AGL and Telstra concerning the provision of water and sewerage, electricity, natural gas and telephones respectively to the property.

Reason: To ensure that the development is adequately serviced.

11. All trade waste being stored within the site boundaries and contained in such a manner so as not to cause a nuisance.

Reason: To provide for correct storage of wastes.

12. All building work shall be carried out in accordance with the provisions of the Building Code of Australia.

<u>Reason</u>: To ensure the work is carried out to an acceptable standard and in accordance with the Building Code of Australia.

13. Any adjustment or augmentation of any public utility services including Gas, Water, Sewer, Electricity, Street lighting and Telecommunications required as a result of the development shall be at no cost to Council and undertaken before occupation of the site.

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<u>Reason</u>: To ensure all costs for the adjustment/augmentation of services arising as a result of the redevelopment are at no cost to Council.

14. The proposed awning shall be of cantilever type and be set back at least 600mm from the kerb line. Further, the total width of the awning that extends beyond the road alignment shall not exceed 3600mm. The owner shall maintain, modify or remove the structure at any time if given notification by Council so to do.

Reason: To ensure the awning complies with Council requirements.

BEFORE COMMENCING DEMOLITION, EXCAVATION AND/OR BUILDING WORK

For the purpose of interpreting this consent, a Principal Certifying Authority (PCA) as defined by Section 109E(1) of the Environmental Planning and Assessment Act 1979. Pursuant to Section 109E(3) of the Act, the PCA is principally responsible for ensuring that the works are carried out in accordance with the approved plans, conditions of consent and the provisions of the Building Code of Australia.

- 15. No work shall commence until:
 - a) A PCA has been appointed. Where an Accredited Certifier is the appointed, Council shall be notified within two (2) days of the appointment; and
 - b) A minimum of two (2) days written notice given to Council of the intention to commence work.

<u>Reason</u>: To comply with the provisions of the Environmental Planning and Assessment Act.

16. A Construction Certificate shall be obtained <u>before commencing building work</u>. Building work means any physical activity involved in the construction of a building. This definition includes the installation of fire safety measures.

<u>Reason</u>: To comply with the provisions of the Environmental Planning and Assessment Act.

17. Sanitary facilities are to be provided at or in the vicinity of the work site in accordance with the WorkCover Authority of NSW, Code of Practice 'Amenities for Construction'. Each toilet shall be connected to the sewer, septic or portable chemical toilet <u>before work</u> commences.

Facilities are to be located so that they will not cause a nuisance.

<u>Reason</u>: To ensure that sufficient and appropriate sanitary facilities are provided on the site.

18. Where any loading, unloading or construction is to occur from a public place, Council's Technical Services Division shall be contacted to determine if any permits or traffic management plans are required to be obtained from Council <u>before work commences</u>.

Reason: To protect the amenity of the area.

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19. All services in the building being demolished are to be disconnected in accordance with the requirements of the responsible authorities <u>before work commences</u>.

<u>Reason</u>: To ensure that the demolition work is carried out safely.

20. A waste management plan shall be prepared in accordance with Marrickville Development Control Plan No. 27 - Waste Management and submitted to and accepted by the PCA <u>before</u> work commences.

Reason: To ensure the appropriate disposal and reuse of waste generated on the site.

21. The site shall be enclosed with suitable fencing to prohibit unauthorised access. The fencing shall be erected as a barrier between the public place and any neighbouring property, <u>before</u> work commences.

Enquiries for site fencing and hoardings in a public place, including the need for Council approval, can be made by contacting Council's Technical Services Division.

<u>Reason</u>: To secure the area of the site works maintaining public safety.

- 22. A rigid and durable sign shall be erected in a prominent position on the site, <u>before work commences</u>. The sign is to be maintained at all times until all work has been completed. The sign is to include:
 - a) The name, address and telephone number of the PCA;
 - b) A telephone number on which Principal Contractor (if any) can be contacted outside working hours; and
 - c) A statement advising: 'Unauthorised Entry To The Work Site Is Prohibited'.

<u>Reason</u>: To maintain the safety of the public and to ensure compliance with the Environmental Planning and Assessment Regulations.

- 23. A Soil and Water Management plan shall be prepared in accordance with Landcom Soils and Construction, Volume 1, Managing Urban Stormwater (Particular reference is made to Chapter 9, "Urban Construction Sites") and submitted to and accepted by the PCA. A copy of this document shall be submitted to and accepted by PCA before work commences. The plan shall indicate:
 - a) Where the builder's materials and waste are to be stored;
 - b) Where the sediment fences are to be installed on the site;
 - c) What facilities are to be provided to clean the wheels and bodies of all vehicles leaving the site to prevent the tracking of debris and soil onto the public way; and
 - d) How access to the site will be provided.

All devices shall be constructed and maintained on site while work is carried out.

<u>Reason</u>: To prevent soil erosion and sedimentation of the stormwater network.

24. The person acting on this consent shall be responsible for arranging and meeting the cost of a dilapidation report prepared by a suitably qualified person. The report is to be submitted to and accepted by the PCA <u>before work commences</u>, on the buildings on the adjoining property at No.'s 163 and 167 Marrickville Road, Marrickville, if the consent of the adjoining property

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owner can be obtained. In the event that the consent of the adjoining property owner cannot be obtained copies of the letter/s that have been sent via registered mail and any responses received shall be forwarded to the PCA before work commences.

<u>Reason</u>: To catalogue the condition of the adjoining property for future reference in the event that any damage is caused during work on site.

25. The person acting on this consent shall apply as required for all necessary permits including crane permits, road opening permits, hoarding permits, footpath occupation permits and/or any other approvals under Section 68 (Approvals) of the Local Government Act, 1993 or Section 138 of the Roads Act, 1993.

<u>Reason</u>: To ensure all necessary approvals have been applied for.

26. A road opening permit shall be obtained for all works carried out in public roads or Council controlled lands. Restorations shall be in accordance with Marrickville Council's Restorations Code. Failure to obtain a road opening permit will incur an additional charge for unauthorised openings in the amount of \$1,879.70, as provided for in Council's adopted fees and charges. Reason: To ensure that all restoration works are in accordance with Council's code.

BEFORE THE ISSUE OF THE CONSTRUCTION CERTIFICATE

For the purpose of interpreting this consent the Certifying Authority is that person appointed to issue the Construction Certificate.

27. A Section 73 Compliance Certificate under the Sydney Water Act 1994 must be obtained. Application must be made through an authorised Water Servicing Coordinator. Please refer to "Your Business" section of Sydney Water's website at www.sydneywater.com.au then the "e-developer" icon or telephone 13 20 92.

Following application a "Notice of Requirements" will be forwarded detailing water and sewer extensions to be built and charges to be paid. Please make early contact **with the Coordinator**, since building of water/sewer extensions can be time consuming and may impact on other services and building, driveway or landscape design.

Sydney Water written advice that you have obtained the Notice of Requirements must be submitted to Council's satisfaction before the issue of a Construction Certificate.

Reason: To comply with the requirements of that Act.

28. A design verification from a qualified designer, being a statement in which the qualified designer verifies that the plans and specifications achieve or improve the design quality of the development for which development consent was granted, having regard to the design principles set out in Part 2 of State Environmental Planning Policy No. 65 – Design Quality of Residential Flat Development being submitted to Council's satisfaction before the issue of a Construction Certificate.

<u>Reason</u>: To comply with the requirements under State Environmental Planning Policy No. 65 – Design Quality of Residential Flat Development.

29. Detailed landscape plans being submitted for the approval of the Director, Technical Services before the issue of a Construction Certificate. The plans shall include the following details:

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- a) Existing and proposed contour lines and levels;
- b) Landscape treatments such as fences, retaining walls, paving, lawn, planting, outdoor furnishings, edging details etc;
- c) Planting schedule detailing location, container sizes and botanical names of all trees, shrubs, ground covers, etc;
- d) All existing site, street and other close proximity trees shall be accurately located on the site/landscape plan and shall be identified as being either retained, trimmed, transplanted or removed;
- e) Areas of cut and fill: and
- f) Proposed irrigation systems and water outlets.

<u>Reason</u>: To ensure that trees and shrubs are planted in sufficient numbers and scale to enhance the appearance of the development.

30. Letterboxes and mail collection facilities being provided and adequately protected in accordance with details to be submitted to the satisfaction of the Certifying Authority <u>before</u> the issue of a Construction Certificate.

Reason: To ensure adequate mail collection facilities are provided.

31. Bicycle storage with the capacity to accommodate a minimum of two (2) bicycles being provided in accordance with the requirements set out within Marrickville Development Control Plan No. 19 - Parking Strategy, in accordance with details to be submitted to the Certifying Authority's satisfaction before the issue of a Construction Certificate.

Reason: To ensure sufficient bicycle storage facilities are provided on the site.

32. Reticulated gas infrastructure, with a separate meter for each dwelling being provided to each dwelling in accordance with details to be submitted to Council's satisfaction before the issue of a Construction Certificate.

Reason: To provide the potential to reduce greenhouse emissions.

33. Each dwelling is to contain a hot water system with a minimum 3.5 star Greenhouse rating and being fitted out with AAA rated showerheads, basin and kitchen sinks, dual flush toilets and if proposed an energy efficient clothes drying machine in accordance with details to be submitted to the Certifying Authority's satisfaction before the issue of a Construction Certificate.

<u>Reason</u>: To comply with the requirements of Marrickville Development Control Plan No. 32 - Energy Smart Water Wise.

- 34. Noise attenuation measures being incorporated into the development complying with Australian Standard 2021-2000 in relation to interior design sound levels in accordance with the Noise Assessment Report prepared by RSA Acoustics Pty Ltd with details to be submitted to the Certifying Authority's satisfaction before the issue of a Construction Certificate.
 - <u>Reason</u>: To reduce noise levels within the proposed development from aircraft.
- 35. Plans and specifications fully reflecting the selected commitments outlined in the Access Report prepared by Accessibility Solutions Pty Ltd dated 13 November 2007 submitted with the application for development consent being submitted to the Certifying Authority's satisfaction before the issue of a Construction Certificate.

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<u>Reason</u>: To ensure appropriate level of disabled access in accordance with Council's

planning policies are incorporated into the development.

36. Plans and specifications fully reflecting the selected commitments listed in BASIX Certificate submitted with the application for development consent being submitted to the Certifying Authority's satisfaction before the issue of a Construction Certificate.

Note: The application for the Construction Certificate must be accompanied by either

the BASIX Certificate upon which development consent was granted or a revised

BASIX Certificate (Refer to Clause 6A of Schedule 1 to the Regulation)

Reason: To ensure that the BASIX commitments are incorporated into the development.

- 37. A total monetary contribution of \$21,588.64 has been assessed as the contribution for the development under Section 94 of the Environmental Planning and Assessment Act 1979 and Marrickville Section 94 Contributions Plan 2004 (a copy of which may be inspected at the offices of the Council). The contribution is towards:
 - a) \$10,341.62 Section 94 Contributions Plan 2004 for Marrickville Area Open Space, Park Infrastructure and Sports Facilities;
 - b) Council wide projects:
 - (i) \$1,477.37 Cooks River;
 - (ii) \$1,477.37 Tempe Reserve/Tempe Lands;
 - (iii) \$738.69 Civic Centre; and
 - (iv) \$738.69 Street Tree Master Plan.
 - c) \$3,573.20 Public Libraries and Community Recreation Facilities;
 - d) \$2,735.71 Section 94 Contributions Plan 2004 for Marrickville Area Traffic Management; and
 - e) \$505.98 Plan Administration.

The monetary contributions above are the Council's adopted contributions under the current Fees and Charges Schedule. Under Marrickville Contributions Plan 2004, contributions will be adjusted at the time of payment in line with any change in the Consumer Price Index: All Groups Index Number for Sydney provided by the Australian Bureau of Statistics. The adjusted contribution payable will be the rate in the Council's adopted Fees and Charges Schedule for the financial year in which the contribution is paid.

The contribution (as adjusted) must be paid to the Council **in cash or by unendorsed bank cheque (from an Australian Bank only) or EFTPOS (Debit only)** before the issue of a Construction Certificate. Under Marrickville Section 94 Contributions Plan 2004 payment of Section 94 contributions **CANNOT** be made by Personal Cheque, Company Cheque or Credit Card.

NB: The above Contributions apply to end of Financial Year 2008/2009 after which the Contributions will be indexed.

<u>Reason</u>: To ensure provision is made for the increased demand for public amenities and services required as a consequence of the development being carried out.

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38. Evidence of payment of the building and construction industry Long Service Leave Scheme shall be submitted to and accepted by the Certifying Authority (Council or an Accredited Certifier) before the issue of a Construction Certificate. The required payment of \$2,800 can be made at the Council Offices. This fee has been based on an estimated cost of works of \$800,000,00.

Reason: To ensure that the appropriate levy (0.35% of the cost of the building and construction work costing \$25,000 or more) is paid in accordance with the Building and Construction Industry Long Service Payments Act.

39. <u>Before the issue of a Construction Certificate</u> an amended plan shall be submitted to and accepted by the Certifying Authority (Council or an Accredited Certifier) indicating the access to the premises via the principal place of entry to the ground floor of the building, complying with AS 1428.1- 1998 'Design for access and mobility'.

Reason: To ensure that the premises provide equitable access to all persons.

- 40. <u>Before the issue of a Construction Certificate</u> an amended plan shall be submitted to and accepted by the Certifying Authority (Council or an Accredited Certifier) indicating the existing building upgraded to comply with the provisions of the Building Code of Australia in relation to:
 - a) smoke detection systems;
 - b) balustrades;
 - c) fire rating between sole occupancy units;
 - d) sound transmission ratings between sole occupancy units;
 - e) emergency lighting in the building;
 - f) exit signs in the building;
 - g) portable extinguishers in the building;
 - h) fire doors in the building:
 - i) mechanical ventilation:
 - i) air movement;
 - k) the insulation qualities of the building fabric; and
 - l) the energy efficiency of the any air conditioning and ventilation system and artificial lighting and power.

Reason: To ensure the building is suitable for the proposed use.

41. <u>Before the issue of a Construction Certificate</u> the owner or builder shall sign a written undertaking that they shall be responsible for the full cost of repairs to footpath, kerb and gutter, or other Council property damaged as a result of construction of the proposed development. Council may utilise part or all of any Building Security Deposit (B.S.D.) or recover in any court of competent jurisdiction, any costs to Council for such repairs.

<u>Reason</u>: To ensure that all damages arising from the building works are repaired at no cost to Council.

42. A plan detailing the existing and proposed site drainage layout, size, class and grade of pipelines, pit types, roof gutter and downpipe sizes, and proposed site levels together with hydrologic and hydraulic calculations being submitted to and accepted by Council before the issue of a Construction Certificate.

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<u>Reason</u>: To assess the adequacy of the proposed/existing site drainage where the increase of the impervious area resulting from the proposed development is less than 40sqm.

43. Payment to Council of \$1,053.30 before the issue of a Construction Certificate as a Building Security Deposit (B.S.D.) to provide security against damage to Council's infrastructure. Council may utilise part or all of the B.S.D. to restore any damages. Further Council may recover, in any court of competent jurisdiction, any costs to Council for such restorations.

<u>Reason</u>: To ensure all damage to Council's infrastructure is repaired at the applicant's expense and to satisfactory standard.

SITE WORKS

44. All excavation, demolition, construction, and deliveries to the site necessary for the carrying out of the development, are restricted to between 7.00am to 5.30pm Mondays to Saturdays, excluding Public Holidays. Notwithstanding the above no work being carried out on any Saturday that falls adjacent to a Public Holiday.

<u>Reason</u>: To minimise the effect of the development during the construction period on the amenity of the surrounding neighbourhood.

45. The area surrounding the building work being reinstated to Council's satisfaction upon completion of the work.

<u>Reason</u>: To ensure that the area surrounding the building work is satisfactorily reinstated.

46. The placing of any materials on Council's footpath or roadway is prohibited, without the consent of Council. The placement of waste storage containers in a public place requires Council approval and shall comply with Council's Policy – 'Placement of Waste Storage Containers in a Public Place'. Enquiries are to be made with Council's Technical Services Division.

<u>Reason</u>: To ensure the public ways are not obstructed and the placement of waste storage containers in a public place are not dangerous to the public.

- 47. All demolition work being carried out in accordance with the following:
 - a) compliance with the requirements of Australian Standard AS 2601 'The demolition of structures' with specific reference to health and safety of the public, health and safety of the site personnel, protection of adjoining buildings and protection of the immediate environment;
 - b) all works involving the demolition, removal, transport and disposal of asbestos cement is to be carried out in accordance with the 'Worksafe Code of Practice for Removal of Asbestos' and the requirements of the WorkCover Authority of NSW and the Department of Environment and Climate Change;
 - c) all building materials arising from the demolition are to be disposed of in an approved manner in accordance with Marrickville Development Control Plan No. 27 Waste Management and any applicable requirements of the Department of Environment and Climate Change;
 - d) sanitary drainage, stormwater drainage, water, electricity and telecommunications are to be disconnected in accordance with the requirements of the responsible authorities;

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- e) the generation of dust and noise on the site must be controlled;
- f) the site must be secured to prohibit unauthorised entry;
- g) suitable provision must be made to clean the wheels and bodies of all vehicles leaving the site to prevent the tracking of debris and soil onto the public way;
- h) all trucks and vehicles associated with the demolition, including those delivering to or removing material from the site, only having access to the site during work hours nominated by Council and all loads must be covered;
- i) all vehicles taking materials from the site must be loaded wholly within the property unless otherwise permitted by Council;
- j) no waste collection skips, spoil, excavation or demolition material from the site being deposited on the public road, footpath, public place or Council owned property without the approval of Council; and
- k) the person acting on this consent is responsible for ensuring that all contractors and subcontractors associated with the demolition are fully aware of these requirements.

<u>Reason</u>: To ensure that the demolition work is carried out safely and impacts on the surrounding area are minimised.

- 48. The works are required to be inspected at critical stages of construction, by the PCA or if the PCA agrees, by another Certifying Authority. The last inspection (d) can only be carried out by the PCA. The critical stages of construction are:
 - a) At the commencement of the building work;
 - b) For Class 2, 3 and 4 buildings, prior to covering waterproofing in any wet areas (a minimum of 10% of wet areas within a building);
 - c) Prior to covering any stormwater drainage connections, and after the building work has been completed and prior to any occupation certificate being issued in relation to the building; and
 - d) After the building work has been completed and prior to any occupation certificate being issued in relation to the building.

You are advised to liaise with your PCA to establish if any additional inspections are required.

Reason: To ensure the building work is carried out in accordance with the Environmental Planning and Assessment Regulations and the Building Code of Australia.

- 49. If it is necessary to excavate below the level of the base of the footings of a building on the adjoining allotments, including a public place such as footways and roadways, the person acting on this consent shall ensure;
 - a) At least seven (7) days notice is given to the owners of the adjoining land of the intention to excavate below the base of the footings. The notice is to include complete details of the work; and
 - b) That any building is preserved and protected from damage.

Where a dilapidation report has not been prepared on any building adjacent to the excavation, the person acting on this consent shall be responsible for arranging and meeting the cost of a dilapidation report prepared by a suitably qualified person. The report is to be submitted to

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and accepted by the PCA <u>before works continue on site</u>, if the consent of the adjoining property owner can be obtained. Copies of all letter/s that have been sent via registered mail to the adjoining property owner and copies of any responses received shall be forwarded to the PCA before work commences.

Reason: To ensure that adjoining buildings are preserved, supported and the condition of the buildings on the adjoining property catalogued for future reference in the event that any damage is caused during work on site.

50. All vehicles carrying materials to, or from the site must have their loads covered with tarpaulins or similar covers.

<u>Reason</u>: To ensure dust and other particles are not blown from vehicles associated with the use.

51. A certificate of survey from a registered land surveyor shall be submitted to the PCA upon excavation of the footings and before the pouring of the concrete to verify that the structure will not encroach on the allotment boundaries.

Reason: To ensure all works are contained within the boundaries of the allotment.

52. A clear unobstructed path of travel of not less than 1000 mm is to be provided to all exits and paths of travel to exits.

<u>Reason</u>: To provide safe egress in case of fire or other emergency.

53. All roof and surface stormwater from the site any catchment external to the site that presently drains to it, shall be collected in a system of pits and pipelines/channels and major storm event surface flow paths and being discharged to a Council controlled stormwater drainage system in accordance with the requirements of Marrickville Council Stormwater and On Site Detention Code. The maximum discharge allowable to Council's street gutter is 25 litres/second.

Reason: To provide for adequate site drainage.

BEFORE OCCUPATION OF THE BUILDING

- 54. You shall obtain an Occupation Certificate from your PCA before you occupy or use the building. The PCA shall notify the Council of the determination of the Occupation Certificate and forward the following documents to Council within two (2) days of the date of the Certificate being determined:
 - a) A copy of the determination;
 - b) Copies of any documents that were lodged with the Occupation Certificate application;
 - c) A copy of Occupation Certificate, if it was issued;
 - d) A copy of the record of all critical stage inspections and any other inspection required by the PCA;
 - e) A copy of any missed inspections; and
 - f) A copy of any compliance certificate and any other documentary evidence relied upon in issuing the Occupation Certificate.

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<u>Reason</u>: To comply with the provisions of the Environmental Planning and Assessment Regulations.

- 55. Occupation of the building shall not be permitted until such time as:
 - a) All preconditions to the issue of an Occupation Certificate specified in this development consent have been met:
 - b) The building owner obtains a Final Fire Safety Certificate certifying that the fire safety measures have been installed in the building and perform to the performance standards listed in the Fire Safety Schedule; and
 - c) An Occupation Certificate has been issued.

<u>Reason</u>: To comply with the provisions of the Environmental Planning and Assessment Act.

- 56. The owner of the premises, as soon as practicable after the Final Fire Safety Certificate is issued, shall:
 - a) Forward a copy of the Final Safety Certificate and the current Fire Safety Schedule to the Commissioner of the New South Wales Fire Brigades and the Council; and
 - b) Display a copy of the Final Safety Certificate and Fire Safety Schedule in a prominent position in the building (i.e. adjacent the entry or any fire indicator panel).

Every twelve (12) months after the Final Fire Safety Certificate is issued the owner shall obtain an Annual Fire Safety Certificate for each of the Fire Safety Measures listed in the Schedule. The Annual Fire Safety Certificate shall be forwarded to the Commissioner and the Council and displayed in a prominent position in the building.

<u>Reason</u>: To ensure compliance with the relevant provisions of the Environmental Planning and Assessment Regulations and Building Legislation Amendment (Quality of Construction) Act.

57. A design verification from a qualified designer, being a statement in which the qualified designer verifies that the plans and specifications achieve or improve the design quality of the development for which development consent was granted, having regard to the design principles set out in Part 2 of State Environmental Planning Policy No. 65 – Design Quality of Residential Flat Development being submitted to Council's satisfaction before the issue of an Occupation Certificate.

Reason: To comply with the requirements under State Environmental Planning Policy No. 65 – Design Quality of Residential Flat Development.

- 58. A Section 73 Compliance Certificate under the Sydney Water Act 1994 must be obtained before the issue of an Occupation Certificate.
 - Reason: To comply with the requirements of that Act.
- 59. The landscaping of the site being carried out prior to occupation or use of the premises in accordance with the approved plan, and being maintained at all times to Council's satisfaction. Reason: To ensure adequate landscaping is maintained.

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60. Compliance with the requirements of Marrickville Development Control Plan No. 32 - Energy Smart Water Wise is to be demonstrated via completion of Council's Green checklist, which is to be completed by the Principal Certifying Authority (PCA) before the issue of the Occupation Certificate. If completed by a Private PCA, a copy of the completed checklist must be forwarded to Council for its records.

<u>Reason</u>: To appropriately monitor the installation of energy and water conservation fixtures and appliances.

- 61. (i) Upon completion of the required noise attenuation measures referred to in the "Before the Issue of a Construction Certificate" Section of this Determination and prior to the occupation of the dwellings a report being prepared and submitted to Council's satisfaction by an accredited Acoustics Consultant certifying that the final construction meets AS2021-2000 as set down in the subject condition of this consent. Such report shall include external and internal noise levels to ensure that the external noise levels during the test are representative of the typical maximum levels that may occur at this development; and
 - (ii) Where it is found that internal noise levels are greater than the required dB(A) rating due to faulty workmanship or the like, necessary corrective measures shall be carried out and a further certificate being prepared and submitted to Council in accordance with the requirements as set down in Part (i) of this condition.

<u>Reason</u>: To reduce noise levels within the proposed dwellings from aircraft and to ensure that the proposed noise attenuation measures incorporated into the dwellings satisfactorily comply with the relevant sections of Australian Standard 2021-2000.

62. The selected commitments listed in BASIX Certificate referred to in this Determination being complied with <u>before the issue of the Occupation Certificate</u>.

Reason: To ensure that the BASIX commitments are met by the development.

63. No encroachments onto Council's road or footpath of any service pipes, sewer vents, boundary traps, downpipes, gutters, stairs, doors, gates, garage tilt up panel doors or any structure whatsoever shall be permitted. Any encroachments on to Council road or footpath resulting from the building works will be required to be removed before occupation of the site.

Reason: To ensure there is no encroachment onto Council's road.

64. The existing stone kerb adjacent to the site is of heritage significance and is to be preserved at no cost to Council. Any damage to the stone kerb will require the replacement of the damaged individual stone units before occupation of the site and at no cost to Council.

Reason: To ensure that items of heritage significance are preserved.

65. All works required to be carried out in connection with drainage, crossings, alterations to kerb and guttering, footpaths and roads resulting from the development shall be completed before occupation of the site. Works shall be in accordance with Council's Standard crossing and footpath specifications and AUS-SPEC#2-"Roadworks Specifications".

Reason: To ensure applicant completes all required work.

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66. The existing whiteway lighting scheme shall be maintained and incorporated into the design of the development. Any defects shall be repaired at no cost to Council and before the occupation of the site.

<u>Reason</u>: To ensure adequate lighting is provided for pedestrians adjacent to the site.

BEFORE THE RELEASE OF A STRATA PLAN

67. The strata subdivision of the development being carried out in accordance with survey plans to be submitted to and approved by Council. Such plans to be submitted together with the required fee for the approval of the final plan under the Strata Schemes (Freehold Development) Act 1973, with the strata lot comprising the shop being allocated the car space. The car space shall not be given separate strata lot number.

<u>Reason</u>: To facilitate the subdivision of the land and to confirm the terms of Council's approval.

- 68. The submission of a final survey plan and four (4) copies for the proposed Strata subdivision.

 Reason: To comply with Council's requirements.
- 69. All instruments under Section 88B of the Conveyancy Act used to create easements or right-of-ways shall include the condition that such easements or right-of-ways may not be varied, modified or released without the prior approval of Marrickville Council.

 Reason: To ensure Council's interests are protected.
- 70. The payment of the required fee, under Council's adopted fees and charges, for the approval of the final plan under the terms of the Strata Schemes (Freehold Development) Act 1973.

 Reason: To comply with the requirements under the Environmental Planning and Assessment Act and the Strata Schemes (Freehold Development) Act 1973.
- 71. Compliance with the conditions of this Determination with the development being completed in accordance with the approval to Council's satisfaction before the release of the Strata Plan.

 Reason: To ensure compliance with the conditions of development consent for the erection of the building.

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ADVISORY NOTES

- (i) A complete Building Code of Australia assessment of the application has not been carried out.
- (ii) The approved plans **must** be submitted to the Customer Centre of any office of Sydney Water before the commencement of any work, including excavation activity associated with the development, to ensure that the proposed work meets the requirements of Sydney Water in relationship to:
 - (a) sewers;
 - (b) watermains;
 - (c) stormwater channels; and
 - (d) development requirements where applicable.

Failure to submit these plans before commencing work may result in the demolition of the structure at the builder's expense should it be found that the work does not comply with the requirements of Sydney Water.

(iii) It is not a condition of the Determination that works required to be carried out on Council property, must be undertaken by Council itself. Council's Public Works Business Unit is however, able to provide a competitive quotation for these works. To obtain a quotation, please contact Council's Assistant Development Engineer during normal business hours on 9335 2223.

If you propose to have the vehicular crossing and or footpath works constructed by your own contractor, you or your contractor **must** complete an application for 'Construction of a Vehicular Crossing & Civil Works' form, lodge a bond for the works, pay the appropriate fees and provide evidence of adequate public liability insurance, **before commencement of works**.

(iv) Useful Contacts

Marrickville Council \$\frac{1}{2}\$ 9335 2222

www.marrickville.nsw.gov.au

Copies of all Council documents and application forms can be

found on the web site.

Department of Fair Trading 2 13 32 20.

www.fairtrading.nsw.gov.au Enquiries relating to Owner

Builder Permits and Home Warranty Insurance

Sydney Water 20 92

www.sydneywater.com.au

WorkCover

Authority of NSW \$\mathbb{\textit{2}} 131050

www.workcover.nsw.gov.au

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For Decision

Construction".

Department of Environment

and Climate Change \$\frac{1}{2}99955 000

www.environment.nsw.gov.au

NSW Government

(information on asbestos and safe work practices)

www.nsw.gov.au/fibro www.diysafe.nsw.gov.au

Waste Service NSW –

Environmental Solutions <u>www.wasteservice.nsw.gov.au</u>

B. THAT those persons who lodged submissions in respect to the proposal be advised of the Council's determination of the application.

3. Advice from General Manager in relation to caretaker role directions issued by the Department of Local Government.

The Director General of the Department of Local Government, Garry Payne, by Circular 08-37 dated 19 June 2008, provided advice to councils about decision making prior to the September Council elections (**CIRCULAR ATTACHED**). The circular indicated that councils are expected to assume a "caretaker" role from 4 August 2008. With regard to development applications, the circular states:

"During caretaker periods, councils should exercise due caution in making major policy decisions that would bind an incoming council. In summary, councils should avoid:

• determining controversial or significant development applications

Routine business should proceed as usual. Ultimately, decisions should be made in the public interest and councils should have regard to all the circumstances including the urgency of the issue and whether there may be financial or legal repercussions if the matter is deferred....."

With regard to this Development Application, the application is not regarded by officers as significant. The question arises as to whether it is controversial should Council determine to approve it given the officer recommendation was for refusal.

There is no complete guidance on what constitutes a controversial development application. Relevant factors include the level and nature of the debate at Council, the amount of disputation among councillors and the level of objections and concern in the community.

Council is, in my view, able to determine a development application during the "caretaker" period contrary to the recommendation of staff. It is noted that this particular development application had no objections. However, if during the consideration of that development

DA 63 - 165 MARRICKVILLE ROAD, MARRICKVILLE For Decision

application, significant community or Councillor concern is raised, then the tenor of the Department of Local Government's circular would suggest that a cautious approach is better. Notwithstanding this, if the matter is deferred, there will be no opportunity to consider it until October. Councillors must also take this delay and its repercussions into account when deciding whether or not to proceed during the "caretaker" period. The most relevant factor in my view will be the level of concern and thus controversy leading up to and during the Council debate.

RECOMMENDATION

THAT the matter be determined by the Council.

ATTACHMENT 1: Total 22 pages
Item DA 63 DES Meeting 07/08
ATTACHMENT 2: Total 2 pages
DLG Circular 08-37 dated 19 June 2008

ATTACHMENT 1 - DA 63 - 165 MARRICKVILLE ROAD, MARRICKVILLE

For Decision

File Ref: DA200700595

Director, Development & Environmental Services reports:

Synopsis

Application to demolish the existing improvements and erect a three storey building containing a ground floor shop and four x one bedroom dwellings and to strata subdivide the premises into five lots. No submissions were received in response to Council's notification of the proposal. The proposal includes the demolition of the front façade which is not supported as it is considered to be part of a collection of contributory items along the Marrickville Road shopping precinct. In addition the proposal is inconsistent with Marrickville Development Control Plan No. 28 – Urban Design Guidelines for Business Centres in terms of the building massing towards the rear of the site. Overall it is considered that the proposal is excessive in bulk and scale towards the rear. In view of the circumstances the application is recommended for refusal.

Councillors Iskandar, Macri and Hanna have "called up" the application to the DES Committee for determination for the following reason "Issue concerning the retention of the front façade is determined by Council."

PART A - PARTICULARS

Location:

Located on the northern side of Marrickville Road between Garners Avenue and Frampton Avenue, Marrickville. The site has rear lane access to Seymour Lane.



Figure 1: Location Plan

D/A No: 200700595

ATTACHMENT 1 - DA 63 - 165 MARRICKVILLE ROAD, MARRICKVILLE

For Decision

Application Date: 18 December 2007 (additional information submitted on the 2 April 2008

and 15 May 2008).

Proposal: To demolish the existing improvements and erect a three storey building

containing a ground floor shop and four x one bedroom dwellings and to

strata subdivide the premises into five lots.

Cost (est): \$800,000

Applicant: Ethos Architects Pty Ltd.

Zoning: General Business

PART B - THE SITE AND ITS ENVIRONMENT

Improvements: Two storey building with ground floor commercial premises with dwelling over.



Figure 2: Subject Site

Current Use: Vacant

Prior Approval: Determination No. 199901684, dated 21 September 1999, to use the

ground floor shop as a dry cleaning business.

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For Decision

Environment: Mixed Use – commercial and retail along street level with shop top

housing along Marrickville Road.

PART C - REQUIREMENTS

1 Zoning

Is use permissible in zoning? Yes

2 Development Standards (Mandatory Requirements):

TypeRequiredProposedFloor space ratio (max)2:11.98:1

3 Departures from Council's Codes and Policies:

TypeRequiredProposedRear height (max)7.5m9.5mCar parking41

4 Advertising / Notification:

Required: Yes (newspaper advertisement, on site notice and resident notification)

Submissions: None

5 Other Requirements:

ANEF 2023/24 Affectation: 25-30 ANEF Marrickville Section 94 Contributions Plan 2004

PART D - ISSUES

1. Background

A Pre-Development Application Advisory Panel was held on Tuesday 28 August 2007 regarding a proposal to demolish the existing improvements and erect a three storey development containing a ground floor shop and four one bedroom dwellings on the subject property. In a letter dated 17 September 2007, the applicants were advised, inter alia, that the removal of the Marrickville Road front façade of the existing building would not be supported as it would have a detrimental impact on the integrity of the historic retail precinct.

2. The Site and Surrounds

The subject site is located on the northern side of Marrickville Road between Frampton Avenue and Garners Avenue, Marrickville. Existing on the site is a two storey mixed use building which is currently vacant.

To the north, east and west the site is primarily adjoined by two to three storey buildings containing a mix of commercial, retail and residential uses.

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For Decision

To the south, on the opposite side of Seymour Lane, the site is adjoined by the rear of residential development which fronts Frampton Avenue.

3. The Proposal

Approval is sought to demolish the existing improvements and erect a three storey building containing a ground floor shop and four x one bedroom dwellings and to strata subdivide the premises into five lots.

The proposed ground floor consists of a shop fronting Marrickville Road, with one (1) car space/loading dock located at the rear of the shop with access via Seymour Lane. The first and second floors of the proposal contain two x one bedroom dwellings on each floor. Entrance to the residential component of the proposed development is via Seymour Lane.

A copy of the site plan, floor plans, cross section and elevations of the proposed development submitted with the application are reproduced below:

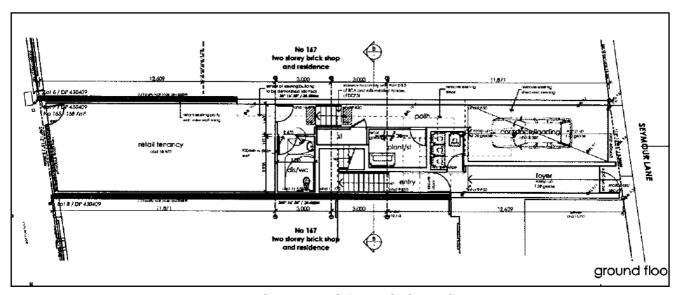


Figure 3: Proposed Ground Floor Plan

ATTACHMENT 1 - DA 63 - 165 MARRICKVILLE ROAD, MARRICKVILLE

For Decision

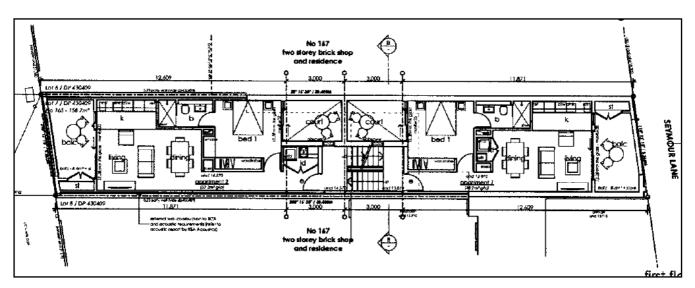


Figure 4: Proposed First Floor Plan

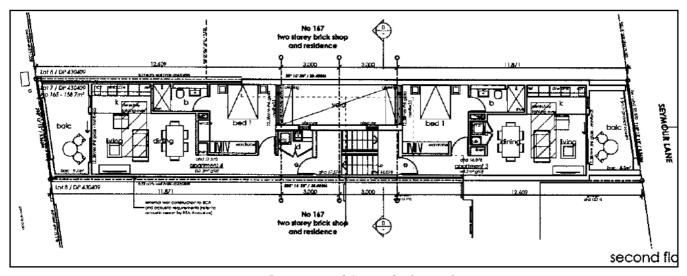


Figure 5: Proposed Second Floor Plan

ATTACHMENT 1 - DA 63 - 165 MARRICKVILLE ROAD, MARRICKVILLE

For Decision

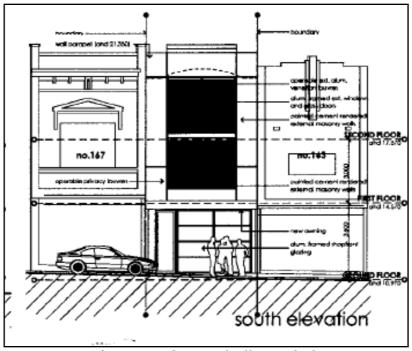


Figure 6: Proposed Marrickville Road Elevation

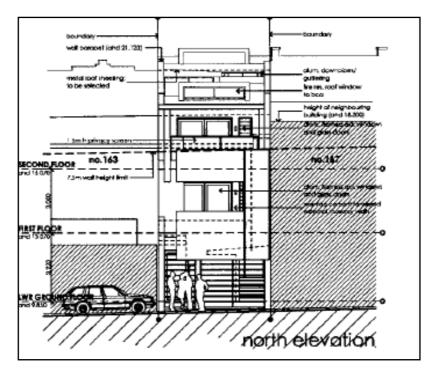


Figure 7: Proposed Rear Elevation (Seymour Lane)

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For Decision

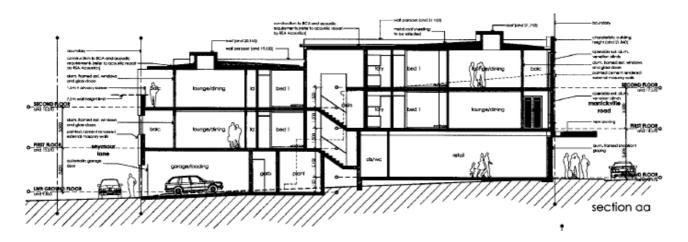


Figure 8: Cross Section

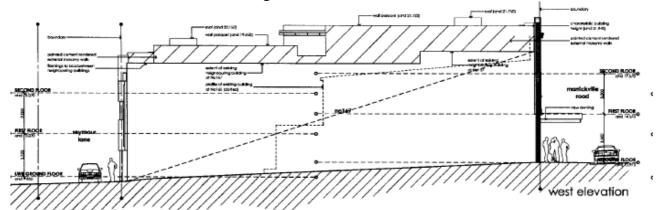


Figure 9: West Elevation

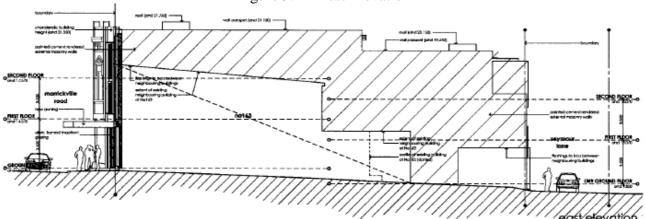


Figure 10: East Elevation

4. State Environmental Planning Policy No. 65 - Design Quality of Residential Flat Development.

SEPP 65 was released as a part of the Design Quality Program that was announced by the former NSW Premier in October 2000. The plan was gazetted on 17 July 2002. The proposed development is defined under SEPP 65 as a residential flat building, and as such the provisions of SEPP 65 apply to the proposed development.

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For Decision

The applicant has provided design verification in accordance with the requirements of SEPP 65 and the following statement addressing the ten design quality principles as outlines in SEPP 65:

"Design Verification Statement

Context

The site is located on the northern side of Marrickville Road, Marrickville within the Marrickville Town Centre. The site falls gently from the Marrickville Road to Seymour Lane at the rear.

The existing building is a 1-2 storey structure with ground floor retail use below a first floor single residential dwelling. Shopfront glazing addresses the footpath to Marrickville Road whilst two open car spaces are accessed from Seymour Lane (to the rear). The property is not the subject of any heritage listing and is not located in a conservation area. The existing structure is proposed to be demolished.

Two storey 'shoptop' developments are located immediately east (No. 163) and west (No. 167) of the subject site. Both neighbouring buildings have a shop located on the ground floor facing Marrickville Road. The Marrickville Road streetscape context is characterised by predominantly 2-3 storey facades located above solid/obscure awning structures cantilevering above the shopfronts and pedestrian footpath. The facades vary in age, character and architectural style but the finer examples of shoptop buildings in the immediate context have been identified and used to inform the proportioning and configuration of the proposed building. The size and proportion of window openings, the height of cornice lines and common parapet heights have been carefully considered in articulating the proposed new building.

The proposal also responds to and contributes positively to the density of the surrounding context by achieving compliance with the density provisions of Marrickville Council's LEP.

Scale

The proposal represents an appropriate scale of development for the Marrickville Road streetscape and is considered a carefully managed 'infill" development. The development replaces an older building of tired internal amenity and a front facade considered uncharacteristic in architectural expression to many finer built examples in the Marrickville Town Centre.

The scale of the proposal has been carefully designed to provide a balance between the amenity for the future occupants and those residents and business owners adjoining the site. Recessing the top floor of the proposal from Seymour Lane preserves the amenity of residents living adjacent to the subject site whilst the southern facade (Marrickville Road) illustrates a clear delineation between the base, middle and upper zones of the facade. Similar to the proportions employed by the finer architectural examples along Marrickville Road.

Built Form

Although contemporary in design, the proposal provides a built form that draws on the proportions and materials of the finer period buildings neighbouring the subject site. The

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facade is simple yet refined. The simplicity of the facade is in contrasting heavier masonry materials with the lightness and finesse of expressed metalwork and louvres.

The rear facade employs similar elements presented in the front facade. The most notable difference is the increased setback of the second floor envelope. This reduces the visual bulk and scale of the development and in turn the overlooking impact upon the neighbouring residential properties.

Density

The proposal provides for an appropriate density for the site, providing residential accommodation in close proximity to retail centres, community facilities and public transport. Moreover, the development complies with council's development objectives and controls pertaining to maximum allowable floor space (FSR 2.0:1).

Resources, energy and water efficiency

The proposal provides high levels of sustainability by utilising passive solar design principles, thermal massing and cross ventilation of all apartments. A BASIX assessment of the proposal illustrates the excellent thermal comfort, water and energy efficiency considerations the design has adopted.

All materials capable of being recycled from the existing building will be reused within the new development or transferred to appropriate waste and recycling depots. (refer to Waste Management Plan).

Landscaping

No significant vegetation exists on or adjacent to the subject site. Screen planting will be provided in the central courtyard of the development. This landscaping will soften the appearance of the private open space as well as optimise visual privacy between dwellings.

Amenity

The development does not result in any significant adverse impact upon any neighbouring residential properties. Minor additional overshadowing of adjoining land shall result whilst orientation and positioning of apartments ensures a high level of visual and aural privacy for neighbouring residents.

The proposal provides future occupants with a high level of amenity in terms of solar access to all habitable areas, as well as balconies, private and public open space. Three (3) of the four (4) apartments within the development will enjoy solar access to the living areas for a min. 3hrs between the hours of 9.00am and 3.00pm at the winter solstice (June 21). Two (2) of the four (4) proposed apartments have living areas oriented between north and northeast, providing excellent solar access throughout the year. Apartment 4 located on the second floor at the southern end of the site receives solar access to its living areas via a roof window system located above.

All apartments are double sided and as such enjoy cross ventilation. Large glazed doors to balconies and operable windows to all habitable rooms promote cross ventilation. The habitable areas of the apartments are no deeper than 8 metres and recessed balconies prevent excessive heat load on apartments during the summer period. All balconies have an area no

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less than 8m2 where the minimum width isn't less than 2m. All dwellings achieve 2700mm ceiling heights to both living areas and bedrooms.

A generous volume of private storage is provided for each dwelling, both inside each dwelling and located on balconies or the ground floor. SEPP65 requires storage volume for a building of this proposed mix excluding kitchen cupboards and wardrobes. The proposal satisfies this requirement. Acoustic privacy between dwellings is ensured through the positioning of wet areas above corresponding wet areas of the apartment(s) below.

Safety and Security

The design allows for safety to residents by providing casual surveillance of the common pedestrian entry. Automatic door opening of the car space will be provided whilst the pedestrian entry point from Seymour Lane will be monitored with an audio/visual surveillance system.

Three layers of security for residents is also provided with secure gate and front door entry points on the ground floor. The third layer of security is located at the entry to each dwelling.

Social Dimensions

The design provides four (4) dwellings of size and configuration, appropriate for the position and social context the neighbourhood of Marrickville Town Centre demands. All dwellings comprise one bedroom with an internal gross floor area of approximately 55m2 plus balcony/courtyard. Given the proximity of the site to community facilities, retail and public transport, no parking spaces have been provided for the new dwellings.

Aesthetics

Externally and internally, the development is well considered and respectful of the context in which it is proposed. The building form is modestly articulated and focuses on simplicity and refinement of the facades rather than heavy articulation. The roof is flat and 'floats" above the uppermost floor. It is tied into the balcony enclosure of the uppermost floor and as such contrasts with the heavier facade treatment of the middle floor.

Conclusion

The proposal provides for a development that is consistent with the objectives, guidelines and controls of the SEPP65 Residential Flat Design Code. This review and assessment concludes that the design satisfies the key aspects of the code and indeed exceeds many of the code's standards and controls.

The development results in no significant impacts upon any existing residential development in the area. It avoids further erosion of neighbourhood visual and aural privacy and overshadowing.

The streetscape and neighbourhood character of the site is preserved through the careful design of the Marrickville Road facade.

The development gives effect to the objects of Clause 5(a)(ii) of the Environmental Planning and Assessment Act, 1979 in promoting and coordinating the orderly and economic use and development of land and it is clear that the public interest would be best served by the Council

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using its discretional/power to grant consent to the development application, as amended, In our view, as designers of the scheme, the application should succeed."

Comment:

The proposal is generally consistent with the Design Principles contained in SEPP 65 with the exception of the proposed built form by way of its excessive bulk and scale and the loss of the existing front façade. The demolition of the front façade is not supported as it is considered to be part of a collection of contributory buildings in the Marrickville Road shopping precinct. These matters are discussed in more detail throughout the report.

5. Marrickville Local Environmental Plan 2001 (MLEP 2001)

(i) Zoning (Clause 13)

The property is zoned General Business under the provisions of Marrickville Local Environmental Plan 2001 (MLEP 2001). The proposed development is permissible with Council's consent under the zoning provisions applying to the land.

The proposed development complies with the zone objectives for the zone under Marrickville Local Environmental Plan 2001.

(ii) Subdivision (Clause 26)

Clause 26 of MLEP 2001 states that a person must not subdivide land to which the Plan applies without development consent.

(iii) Aircraft Noise (Clause 28)

The subject property is located within the 25-30 Australian Noise Exposure Forecast (2023/24) Contour. The proposed dwellings would need to be noise attenuated in accordance with Australian Standard AS2021-2000 - Acoustics - Aircraft noise intrusion-Building Siting and Construction. A condition to such effect should be imposed on any consent granted.

(iv) Floor space ratio (Clause 33)

Pursuant to Clause 33, a maximum floor space ratio (FSR) of 2:1 applies to the proposal. The proposal has a FSR of 1.98:1 based on a floor area of 315.5 square metres. As such, the proposed development complies with the maximum FSR prescribed under MLEP 2001.

(v) Heritage (Clauses 47 to 55)

The subject property is not listed as a heritage item under MLEP 2001 or a proposed heritage item under the Marrickville heritage review, is not located within the vicinity of a heritage item and is not located within a Heritage Conservation Area under MLEP 2001 or a draft Heritage Conservation Area under Marrickville draft Local Environmental Plan No. 111.

The subject property is located in the vicinity of the Frampton Avenue Heritage Conservation Area (RES 18) under Marrickville draft Local Environmental Plan No. 111. It is considered that the

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carrying out of the proposed development would not adversely impact on the heritage significance of the draft heritage conservation area.

(vi) Acid Sulfate Soils (Clause 57)

Part of the property is located in an area identified as being subject to acid sulfate soil risk under MLEP 2001. However given that no significant earth works or excavation of the site are proposed, the application is considered reasonable having regard to acid sulphate soils.

(vii) Waste Management (Clause 58)

Clause 58 of MLEP 2001 requires consideration of waste management for any proposed development. There is considered to be sufficient area within the site to allow for the storage of garbage bins. A Site Waste Management Plan in accordance with Council's requirements was submitted with the application and is considered to be adequate.

(viii) Energy, Water & Stormwater Efficiency (Clause 59)

Clause 59 of MLEP 2001 requires consideration to be given to the energy, water and stormwater efficiency of any proposed development.

A BASIX Certificate was submitted with the application. A condition should be imposed on any consent granted requiring plans and specifications that fully reflect the selected commitments listed in the BASIX Certificate submitted with the application for development consent being submitted to the Certifying Authority's satisfaction before the issue of a Construction Certificate.

(ix) Community Safety (Clause 62)

Clause 62 of MLEP 2001 requires consideration to be given to community safety before granting development consent. To this extent the following matters are to be considered:

- (a) the provision of active street frontages where appropriate,
- (b) the provision of lighting for pedestrian site access between public and shared area, parking areas and building entrances,
- (c) the visibility and legibility of building entrances from streets, public areas or internal driveways.

The proposed development provides an active facade to both Marrickville Road and Seymour Lane. The residential entry is proposed to be located to the rear of the site via Seymour Lane. Seymour Lane is a lane that is dominated by vehicular entryways with no footpath area for pedestrians.

Marrickville Development Control Plan No.38 – Community Safety (DCP 38) addresses the matter of providing clear and visible access points to buildings.

DCP 38 prescribes that

"The pedestrian entrance to premises (including uses situated above commercial/retail development) must not be provided from rear lanes except where:

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- a) the lane is well lit; and
- b) there is some natural surveillance of the lane from adjoining dwellings; and
- c) the lane provides access to other dwellings; and the lane is not regularly used by service vehicles; and
- d) the lane is not regularly used by service vehicles."

The applicant provided the following justification in regards to the above matters:

"6.1 Siting of Buildings and Structures:

The pedestrian entrance to the residential component of the development is located adjacent to Seymour Lane. The reasons for locating the entrance in this position include:

- A residential entrance from Marrickville Road would subtract approx. 1.5m from the width of the retail shopfront of the ground floor retail tenancy. The total width of the site less the entrance and structure would reduce the shop front to approx. 3.2m wide.
- A reduced shopfront width and leasable area will jeopardise the lettability of the retail tenancy and in turn significantly impact upon the desired streetscape character of the town centre. A vacant shop tenancy will reduce the desired activity of the shopping strip.
- A residential entrance door addressing Marrickville Road will create a 'hole' in the shopfront elevation of the ground floor.
- The residential entrance to the proposal is only 11m from the intersection of Seymour Lane and Frampton Avenue. This relatively short distance provides good surveillance from pedestrian activity on Frampton Avenue of the lane and clear sightlines for pedestrians using Seymour Lane of vehicular movements.
- Adequate street lighting at the residential entrance to the proposed building will be provided to ensure visibility during evening hours.
- Existing and proposed residential dwellings overlook the laneway. The proposal has two (2) dwellings overlooking the laneway with dwellings in the neighbouring buildings already overlooking the lane.
- Vehicular movements in Seymour Lane are low and not advantageous for through traffic given the discontinuous length of the lane (discontinued at Garners Avenue and Frampton Lane).
- Secondary pedestrian access to/from Seymour Lane is available to most of the residential properties addressing Frampton and Garners Avenues. These properties also enjoy vehicular access from the lane which promotes surveillance through an enhanced turnover of residential activity in the lane. Residential entrances for other shoptop dwellings on Marrickville Road also presently exist.
- The lane is used equally for private residential and service vehicle movements. Service vehicle movements address the delivery of goods for shops occupying a Marrickville Road address. These shops are typically serviced from the laneway. However, the existence of numerous shoptop dwellings above these shops suggest a high level of resident surveillance in the laneway.
- The proposed residential entrance is prominent in the rear elevation of the building and as such recognizable. Generous signage (refer to elevation) enhances recognition of the entrance.
- A permeable open grilled gate at the residential entrance point at ground floor and a straight entrance corridor ensures no 'blind corners' for unwanted guests to hide.

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• Generous lighting within and outside the residential point will be provided."

Comment

The subject property is approximately 5.3m in width. It is agreed that the provision of an entry from Marrickville Road to the residential component of the development would reduce the commercial viability of the ground floor tenancy.

Arising out of consideration of a similar proposal Council recently resolved that "Council officers investigate the possibility of incorporating a numerical measure into Council's planning controls requiring the pedestrian entrance to the residential components of mixed used developments in Business zones to be provided from the street, based on the width of the property." This matter is being investigated as part of the preparation of the comprehensive LEP and DCP.

In dealing with a recent development application (DA200700406) at 169 Marrickville Road to demolish the existing first floor dwelling, retain the front façade, refurbish the ground floor shop and erect a two storey addition containing 3 x one bedroom dwellings and to strata subdivide the premises into four (4) lots Council required the residential entrance for that development to be relocated from the front of the premises (Marrickville Road) to the rear of the premises (Seymour Lane). Council also required a lighting system to be installed at the Seymour Lane entrance to the building to improve pedestrian safety and to ensure that the pedestrian entry to the building was well lit. A similar condition should be imposed on any consent granted.

In view of the above, subject to the provision of appropriate lighting, access to the residential component of the development from Seymour Lane is considered acceptable.

(x) Accessibility (Clause 64)

The proposed development satisfies Council requirements in terms of the provision of disabled access. Refer to discussion under heading 8 below.

6. Marrickville Development Control Plan No. 28 – Urban Design Guidelines for Business Centres (DCP 28)

(i) Floor Space Ratio

The issue of floor space ratio has been considered above.

(ii) Building Massing

DCP 28 outlines the following objectives in relation to building massing:

- O1 To preserve the prevailing pattern of buildings, built to the front boundary and massed to their full height at the street frontage & stepping down at the rear.
- O2 To reinforce the local topography of Marrickville's business centre as ridge roads, visible at their highest points to adjacent uses and neighbourhoods.

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The proposed building presents as a three storey building to Marrickville Road and maintains this bulk through the length of the site to the rear boundary. As such the proposal also presents as a three storey development to the rear boundary line at Seymour Lane which is predominantly single storey, with the exception of No. 167 Marrickville Road which is built to a two storey height to the rear boundary.

Council's Heritage and Urban Design Advisor provided the following comments regarding the massing of the proposed development:

"Marrickville Development Control Plan No. 28 - Urban Design Guidelines for Business Centres makes a statement that buildings are massed towards the street frontage, stepping down to the rear (Part 2, A2, C1). The subject proposal, however, maintains excessive scale across the length of the site, which is considered to contradict this control of the DCP and is inappropriate within the commercial context. The applicant is required to scale down the development towards the rear, as an appropriate urban design response to the laneway and to ensure the parapet addressing Marrickville Road is maintained as the principal form of the development.

...It is recommended that the façade and substantive building form is maintained and the subject proposal be adapted to fit within a more appropriately scaled three-dimensional footprint that steps down to the rear and most importantly, does not exceed that of the immediately adjoining development at No.167 Marrickville Road."

Comment:

The site adjoins a single storey commercial building east and two storey mixed use building to the west. The proposed development is a three storey building that is not only excessive in bulk and scale but is inconsistent with the prevailing pattern of buildings along this section of the Marrickville Road streetscape.

In addition DCP 28 requires the building to be stepped down to the rear.

It is noted that the design attempts to reduce bulk to the rear by incorporating 2-2.5metre deep balconies to the residential units at the rear of the first and second storeys, however the boundary walls, extend throughout the length of the site to the rear lane and add to the visual bulk of the building at the rear. As such the proposal is not considered to comply with the objective - "to preserve the prevailing pattern of buildings, built to the front boundary and massed to their full height at the street frontage & stepping down at the rear."

Overall it is considered that the proposal does not meet the objectives outlined in Part 2, Section A2 with regard to building massing.

(iii) Building Height

DCP 28 outlines the following controls in relation to building height:

C1 Height of buildings at the street boundary is determined by the prevailing wall height adjacent and any neighbouring contributory buildings.

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- C2 Vertical (upper floor) additions to buildings may be permitted:
 - If they are not visible from the 'shopping street' and the streets running off them.....
 - Where they help to improve the building's contribution to the setting......
 - Where buildings display a uniform height at the street alignment, new development shall maintain a complimentary height relationship with adjoining development.
- C3 The height of corner buildings may be higher than the height limit determined by neighbouring buildings, to a maximum distance of 5 metres from both sides of the street corner, in order to reinforce the street corner.
- C4 At the street frontage, only minor features such as parapets can project above the building height limit, and only to a maximum of 50% of the parapet width.
- C5 Buildings are to step down at the rear, to a maximum external wall height of 7.5 metres, to be compatible with the scale of the adjacent residential areas and in keeping with the built form pattern of retail streets.
- C6 Building height on rear lanes etc is limited to a maximum of 7.5 metres to the top of the wall.

Under DCP 28 the "height of buildings at the front street boundary is determined by the prevalent wall height of adjacent and any neighbouring contributory buildings".

The proposed three storey height of the front of the proposed building is generally consistent with the existing building height to Marrickville Road. However it is noted that the demolition of the front façade is not supported as it is considered a contributory item in the streetscape. It is considered that a three storey building height could still be maintained whilst retaining the front façade, with a third storey recessed behind the existing parapet.

The rear lanescape (Seymour Lane) is generally dominated by one and two storey buildings, generally setback from the rear boundary.

As noted above, the exception to the general building height pattern along the rear boundary is No.167 Marrickville Road, which a two storey masonry building which has a consistent massing through the length of the site. However this example is considered to form an undesirable precedent to the Seymour Lane lanescape.

Although the first and second floors are setback from the rear boundary by balconies with varying depth between 2m-2.5m, the proposed development has a constant wall height across the side boundaries of approximately 9.5 metres across three storeys and is inconsistent with the prevalent wall height of neighbouring buildings. The proposed development exceeds the maximum rear height of 7.5m permitted under DCP 28. It should be noted that under DCP 28 "Council may consider an application for a building which departs from the 7.5m rear height control, if the adjoining building context, contains buildings of a greater height." It is considered that the height of the proposed development at the rear would be out of keeping with the adjoining building context. This in turn would increase the visibility of the development when viewed from the rear.

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Overall it is considered that the proposal does not meet the requirements of DCP 28 in relation to the building height and presents a proposed building that is inconsistent with the prevailing streetscape and is therefore not supported.

(iv) Setbacks

Front Setbacks

C1 New development shall be built to the predominant setback, generally to front alignment.

The existing building is constructed to the front boundary line and the proposed building maintains the existing front building alignment.

Rear Setbacks

C4 Buildings may be built to the rear lane boundaries subject to preserving or enhancing: The amenity of neighbouring residential uses; and The amenity of the laneway, for example in providing opportunities for overlooking or casual surveillance.

The proposed development is to be constructed to the rear lane boundary. The rear building line along Seymour Lane is generally setback from the rear boundary, with the exception of No.167 Marrickville Road which is built right to the rear boundary line.

As noted above the proposed bulk and scale of the building, in particular the three storey massing of the building to the rear is not supported.

(v) Building Façade

DCP 28 outlines the following objectives in relation to building façade:

- O1 To reinforce the prevailing pattern, characterised by simple, rectilinear building forms, full height at street frontage, and variation in roof parapet, chimney roof eaves, details and other features.
- O2 To encourage new development characterised by predominantly vertical proportion of bays, openings and windows.
- O3 To ensure that openings and windows are sympathetic with the overall proportion of the building and its division into bays.
- O4 To maintain and promote the vertical emphasis of the narrow 2-3 storey built forms that balance the horizontal nature of the shopping street corridor.

The application was referred to Council's Heritage and Urban Design Advisor who provided the following comments:

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Whilst the subject building is not a unique or rare example, nor a good representation, of art-deco/interwar style architecture, it sits within an interesting collection of other similar buildings. As a collection, these buildings make a valuable contribution to the character of the Marrickville Road commercial strip. An acknowledgement is made that the building has undergone some alterations since original construction; however, these appear to be relatively superficial.

The subject building has significance within its own right; as the central façade within an immediate collection of three and as part of a wider assortment of retail facades. It's detailing and proportions are simple, but work in accordance with the adjoining and surrounding buildings and hence the subject façade, 165 Marrickville Road, is considered to be contributory to the integrity of the historic retail precinct.

Demolition

Marrickville Development Control Plan No. 28 Urban Design Guidelines for Business Centres states that existing original parapet details-pediments, urns, finials and corner treatments are to be retained and any adjoining development is to be sympathetic to these skyline features (Part 2, A8, C6). Allowing the demolition of the subject building would set an unacceptable precedent for the streetscape and contradicts this DCP. Furthermore, the piecemeal removal of existing contributory buildings and replacement with contemporary infill development will have a long-term, detrimental effect on the integrity of the historic retail precincts such as Marrickville Road. Therefore, the application to demolish the existing facade will not be supported from a heritage, architectural and urban design perspective."

Comment:

In view of the above the proposed demolition of the existing front façade is not supported

(vi) Open Space and Landscaping

DCP 28 outlines the following controls in relation to the provision of open space:

- C1 Open space areas are of a size and slope to suit the projected requirements of the dwelling's occupants.
- C2 Part of the open space is capable as serving as an extension of the dwelling for relaxation, dining, entertainment, recreation and is accessible from the main living area of the dwelling.
- *C3 Private open space is located to take advantage of:*
 - outlook and any natural features of the site; and
 - to reduce adverse impacts on neighbouring dwellings such as privacy and overshadowing.
- C4 Orientate open space areas wherever possible to the north for maximum solar access.
- C5 Private open space for each dwelling is to be provided in the form of a balcony, or terrace with:
 - convenient access from the main living area of the dwelling;

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- a minimum area of 8sqm; and
- a minimum width of 2m.

Each residential dwelling is provided with a balcony with varying widths between 2 metres-2.5 metres and areas as following:

- Apartment 1 8.6 square metres
- Apartment 2 8.6 square metres
- Apartment 3 8.5 square metres
- Apartment 4 9.7 square metres.

As such the proposed development is considered reasonable with respect to private open space. Overall, the proposed areas of private open space have convenient access to the living areas of the respective dwellings and as such are capable as serving as an extension of the dwelling and is considered to comply with Councils requirements for private open space.

7. Marrickville Development Control Plan No. 19 – Parking Strategy (DCP 19)

Marrickville Development Control Plan No. 19 – Parking Strategy (DCP 19) specifies car parking rates for mixed use developments. The table below outline the proposal's compliance with Council's car parking requirements:

DCP 19 – Parking	Required	Provided	Complies
Strategy	_		
Retail/Commercial (1 per	2	1	No
45sqm)			
Residential (1 space per	2	0	No
dwelling >55sqm & 0.5			
space per dwelling			
<55sqm)			
Total	4	1	No

The proposed development is deficient 3 off street car spaces. The applicant provided the following justification addressing the non-compliance with Council's car parking requirements:

"A14. - Vehicle Access, Servicing and Parking

In accordance with Marrickville Council's Parking Strategy (DCP 19), the car and bicycle parking requirements are as follows;

- 1.2 retail car spaces (1/45m2) required 1 is provided,
- 2 residential car spaces (0.5 cars/small dwelling) nil provided.
- 0 residential visitor bays are required nil provided.

Vehicular entry to the site is via the rear lane (Seymour Lane). One car space is provided for exclusive use by the owner/tenant of the retail shop. The car space has adequate dimension for parking and even loading vehicles (3m wide x 7.5m long) on occasion.

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The applicant respectfully requests council provide the applicant concessions on the number of car spaces provided. The narrow configuration of the site (5.26m wide) mean a basement parking solution is not feasible. Moreover, the proximity of the site to excellent public transport services, shopping, recreational and community facilities ensures the social amenity of the development is still very high despite the shortfall of car parking spaces provided.

An automated garage door/grill will enclose the car space $(3m \times 5.5m)$."

Given that the proposal is not supported by way of, inter alia, its bulk and scale and massing to the rear, the proposed variation to off street parking is not supported in this instance.

8. Marrickville Development Control Plan No. 31 – Access and Mobility (DCP 31)

Under the requirements of DCP 31, access into and throughout the commercial premises and accessible sanitary facilities are required to be provided. A level entrance into the commercial premises and an accessible sanitary facility for the commercial premises is proposed. Overall the proposal is considered acceptable in relation to the requirements of DCP 31.

9. Marrickville Section 94 Contributions Plan 2004

It is considered that the carrying out of the proposed development would result in an increased demand for public amenities and public services within the area. A contribution of \$25,069.02 would be required for the proposed redevelopment under Marrickville Section 94 Contributions Plan 2004. A condition requiring the above contribution to be paid should be imposed on any consent granted.

10. Advertising/Notification

The application was advertised, an on site notice was erected and residents/property owners in the vicinity of the subject property were notified of the proposed development in accordance with Council's Policy. No submissions were received.

11. Conclusion

The heads of consideration under Section 79C of the Environmental Planning and Assessment Act of relevance to the application have been taken into consideration. The proposed demolition of the front façade is not supported as it is considered to be part of a collection of contributory items along the Marrickville Road shopping precinct. In addition the proposal is inconsistent with Marrickville Development Control Plan No. 28 – Urban Design Guidelines for Business Centres in terms of the building massing towards the rear of the site. Overall it is considered that the proposal is excessive in bulk and scale towards the rear. In view of the circumstances the application is recommended for refusal.

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PART E - RECOMMENDATION

THAT the development application to demolish the existing improvements and erect a three storey building containing a ground floor shop and four x one bedroom dwellings and to strata subdivide the premises into five lots be **REFUSED** for the following reasons:

- 1. The demolition of the front façade is not supported from a heritage, architectural and urban design perspective as it is considered to be a part of a collection of contributory items to the Marrickville Road shopping precinct.
- 2. The proposed development is out of keeping with the character of the area and would adversely impact on the streetscape.
- 3. The proposal is inconsistent with Part 2, Section A2 Clause C1 of the Marrickville Development Control Plan No. 28 Urban Design Guidelines for Business Centres by way of the excessive massing of the building to the rear.
- 4. The massing of the proposed development at the rear does not comply with the requirements contained in Marrickville Development Control Plan No. 28 Urban Design Guidelines for Business Centres is considered inappropriate as the height of the proposed development at the rear would be out of keeping with the adjoining building context, which in turn would increase the visibility of the proposed development when viewed from the rear.
- 5. The proposed development does not comply with the requirements of Marrickville Development Control Plan No. 19 Parking Strategy.
- 6. In view of the above, approval of the application would not be in the public interest.

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For Decision



Circular No. 08-37 Date 19 June 2008 Doc ID. A139580 Contact David Alderman 02 4428 4190

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COUNCIL DECISION MAKING PRIOR TO ORDINARY ELECTIONS

The purpose of this Circular is to remind councils that major decisions affecting their areas should not be undertaken during the period leading up to ordinary elections.

Like Commonwealth and State Governments, councils are expected to assume a "caretaker" role during election periods to ensure that major decisions are not made which would limit the actions of an incoming council.

The caretaker period should commence from the date of the close of rolls (40 days before election day) being 4 August 2008 and end on the day the election is declared.

Caretaker government conventions promote transparency and accountability in local government decision making and improve community confidence in councils.

During caretaker periods, councils should exercise due caution in making major policy decisions that would bind an incoming council In summary, councils should avoid:

- · determining controversial or significant development applications
- new or potentially controversial permanent appointments of general managers, and
- entering major contracts or undertakings.

Councils should also avoid active distribution of material during this period if it promotes the current elected council's policies or emphasises the achievements of an elected member or group.

Routine business should proceed as usual. Ultimately, decisions should be made in the public interest and councils should have regard to all the circumstances including the urgency of the issue and whether there may be financial or legal repercussions if the matter is deferred.

Consents, approvals or actions being fast tracked to avoid election deadlines may, in appropriate cases, be subject to referral to the Independent Commission Against Corruption or investigation by the Department.

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General Managers are asked to promptly bring this circular to the attention of all councillors and senior staff.

The Department has previously issued advice to councils on this matter (Circulars 04/06 and 99/64 refer).

Garry Payne AM Director General

CS 9 - TRANSITION PROBLEMS IN THE NEW CHILD CARE MANAGEMENT SYSTEM

(From Community Services Committee Meeting 07/08 – 12 August, 2008) For Recommendation

File Ref: 711

Director, Community Services reports:

Synopsis

Following the 2007 Federal Election, responsibility for the Australian Government's Child Care Support Program transferred from the Department of Families, Community Services and Indigenous Affairs to the Department of Education, Employment and Workplace Relations (DEEWR).

DEEWR is progressively implementing a new Child Care Management System (CCMS) which will bring all child care services online to standardise the administration of payment of Child Care Benefit (CCB) and Jobs Education and Training (JET) payments to families. All approved child care services must transition to the new CCMS by 30 June 2009. All of Council's child care services have transitioned to this new system. This report provides an update on Council's implementation of the new system and highlights a number of issues that have impacted on families, staff and Council's financial and administration systems. It is recommended that the report be received and noted; and that Council writes to the Hon. Julia Gillard MP, Federal Minister for Education, Minister for Employment & Workplace Relations, Minister for Social Inclusion and the Federal Member for Marrickville expressing Council's concerns about the additional workload and costs borne by Council as a result of the implementation of the CCMS system.

Background

A report was provided to Council at its meeting of 11 September, 2007 (Item CS 18, Meeting No. 08/07) regarding the Commonwealth Government's implementation of the new Child Care Management System (CCMS) across all approved child care services from 1 January 2008. All child care services operated by Council have recently transitioned to the new CCMS.

The report also outlined a number of identified staffing and budgetary impacts as a result of the introduction of the CCMS that required a further report once services had transitioned. These issues included:

- cash flow and financial management, as CCB payments will be made weekly in arrears rather than quarterly in advance;
- possible ongoing increased administration requirements;
- increased software provider costs; and
- staff training requirements in the new CCMS requirements and in software training.

Discussion

Under the new CCMS, all services are required to process and submit information over the internet about children in their care, including details of the children enrolled in the service and information about their attendance at the service each week. The software upgrades purchased by Council with funding provided by the Commonwealth have enabled services to complete this process as outlined in the CCMS funding agreement.

CS 9 - TRANSITION PROBLEMS IN THE NEW CHILD CARE MANAGEMENT SYSTEM

(From Community Services Committee Meeting 07/08 – 12 August, 2008) For Recommendation

Cash flow and financial management issues

Children and Family Services management staff have worked closely with Finance staff to ensure a as smooth a transition as possible to the new CCMS funding arrangements. For all early and middle childhood centres, from 7 April 2008 Council no longer receives quarterly advance payments of CCB; all CCB payments are received a minimum of one week in arrears. As a result, weekly acquittals are required for each service and daily remittance advices must be processed by Finance.

Under the new system, all services were offered an enrolment advance payment for each child to support cash flow prior to receipt of the first CCB payment, to be provided only while the child was in care and refunded to the Department of Education, Employment and Workplace Relations (DEEWR) when care ceased. It was decided not to accept the enrolment advance payments due to administration and financial management complexities experienced by other Councils in the receipting and refunding process.

In addition to the significantly increased number of acquittal processes now required, DEEWR pay "refunds" to centres based on their updated centre reports. All CCB deposits on remittance advices are identified with the individual centre's approval code and can therefore be deposited into the correct income account for that service; however "refunds" do not identify the centre for which they are paid and, as a result, new procedures have had to be established to inform Finance weekly of the pending refunds.

This issue was raised and discussed with Council's CCMS software provider both individually and by several local councils, including Marrickville Council, at a meeting called to address concerns about effective financial management of CCB payments under the CCMS system. Numerous calls also were made to DEEWR about this matter. Council has been advised that this problem has arisen because the CCMS IT specifications provided by the Commonwealth to software providers did not adequately specify requirements in regard to refund payments; and no changes will be made in the near future to address this problem.

Organisations are now required to establish procedures to correctly identify and acquit all refund payments to individual centres. This time-consuming task has considerably increased administration requirements for the CCMS, impacting on administration staff at individual centres and on members of the CFS management team as well as Finance department staff.

Increased Administration Requirements at Services

Weekly administration requirements

There are now additional administration workload requirements for new enrolments and data entry for weekly processing that was not previously required to ensure CCB records can be sent and received each week.

Child attendance data for CCB payments now must be submitted weekly, whereas previously such information was submitted quarterly to DEEWR. The CCMS transition process has required a review to be undertaken of administration workload requirements at services. Long day care and family day care staff have rearranged their daily tasks to accommodate the new CCMS funding and submission time requirements. Family day care has recently transitioned to the CCMS and has to further review procedures that are impacting on fee and CCB payments made to Carers.

CS 9 - TRANSITION PROBLEMS IN THE NEW CHILD CARE MANAGEMENT SYSTEM

(From Community Services Committee Meeting 07/08 – 12 August, 2008) For Recommendation

Out of School Hours Care (OSHC) centres have experienced a significant increase in administration workload. The new system has required all children to be separately enrolled for before, after and school holiday care. As a result, this has doubled the number of accounts that must be processed each week by the centre to meet the CCMS funding requirements as well as new enrolments processing and weekly data entry at each service.

Weekly arrears payments of CCB replacing payments made quarterly in advance

In place of the current quarterly advance payment of CCB made by DEEWR, payments of CCB for each child are made in arrears based on the information provided by services and the information provided by Centrelink about the CCB entitlement of families.

Poor communication about family CCB entitlements and resulting debts

Some services have experienced delays in payments due to lack of communication between Centrelink and DEEWR. Although the number of delays has reduced since transition, they are still occurring on a weekly basis and centres often are not being informed when a parent's CCB payment has ceased. Centres then are required to follow up with DEEWR. As a result of this poor communication about families' changed CCB entitlements, some families have incurred a debt requiring repayments to be made to Council.

Communication with DEEWR

Services are provided with a Hotline number to contact the CCMS Helpdesk to identify non-payments or issues with families' CCB. Services are logging requests and waiting for up to 5 days for a response. Then, if the person is not at the centre at the time of the returned call, the service has to relodge a call. This poor response rate was raised as an issue by several other councils who use the same software package as Marrickville Council at a recent meeting held to discuss the CCMS transition process and problems.

Increased software provider costs and software implementation

Software costs and funding

Modest financial assistance of \$15,000 was provided by the Commonwealth Government for all of Council's services (15) in recognition that all services will incur additional costs as a result of the CCMS implementation. Council has used this funded to pay increased software provider fees and upgrade costs. Council uses two different software providers for CCMS administration for its long day care and family day care services. These providers have made the changes required to implement the CCMS as per DEEWR's specifications.

Workload increases across a number of Council departments

During the CCMS transition process, services have experienced delays in issuing accounts to families due to technical problems associated with software upgrades. The delays have been for up to a week at a time, and during those periods centres have been unable to issue accounts. As of mid-July, part of the software package was not available to Children and Family Services and Finance to complete fee processing payments and this has contributed to additional administration processing workload during this period to follow up on non-payments of accounts. This delay has contributed to an increased staff workload for several Council sections, including the Information and Technology section.

CS 9 - TRANSITION PROBLEMS IN THE NEW CHILD CARE MANAGEMENT SYSTEM

(From Community Services Committee Meeting 07/08 – 12 August, 2008)
For Recommendation

Impacts on families

Ongoing support has been provided by the Children and Family Services management team to support individual centres and minimise impacts on families as much as possible.

Changes to account statements

Letters were issued to all families leading up to the CCMS transition and account statements were issued with an explanation of the information now included on statements. However, feedback from many families has identified the following concerns:

- Account statements now are difficult to understand and have too many pages;
- It is difficult to read and interpret the statements;
- Difficulty understanding why a child is identified twice on the statement if they attend both before and after school care.

Feedback was provided to the software provider seeking to address the unnecessarily lengthy statements and a recent upgrade has allowed centres to remove information once CCB payments had been made to the family. Information will be included in parent newsletters to outline the changes made to account statements as part a parent education program about the ongoing transition to the new CCMS format.

Provision of an "estimate" of CCB reduced fee payments to families

To assist families, services provide an *estimate* of CCB based on the previous week's CCB payments made to a family. This can be a variable figure, depending on any changes to a family's circumstances, but it provides families with an indication of the fee amount they are likely to have to pay instead of having to pay full fees and wait for a CCB fee reduction.

Although this process provides families with a minimum amount of child care fees to pay each week, the process does have complexities, as follows:

- If a child has exceeded 42 absences, the estimate will be incorrect and the family will have to pay more that originally advised. This could result in fee payments being up to two weeks in arrears because of the time involved in advising the family of arrears payments owed;
- If a family's CCB fee reduction is cancelled or changed, the estimate will be incorrect and the family will have to pay more than the original estimate identified on the account statement;
- Under the new CCMS system, service providers no longer receive any information from Centrelink about a family's CCB entitlement. Information is now provided directly from Centrelink to the family and centres are required to rely on families to provide up-to-date information about their eligibility for CCB and JET payments. As a result, families who do not provide updated information to centres are making incorrect fee payments to Council and at times are/will be required to pay large outstanding fee amounts to Council. This has had an impact on the amount of time required to follow up outstanding fee accounts.

CS 9 - TRANSITION PROBLEMS IN THE NEW CHILD CARE MANAGEMENT SYSTEM

(From Community Services Committee Meeting 07/08 – 12 August, 2008) For Recommendation

Some families have made complaints about their accounts and explanations have been provided. Many families still expect centres to have information about their CCB entitlement and do not fully appreciate that centres no longer have access to that information. In cases where a family requests an estimate not be provided, the service has made this change for the family.

Conclusion

The CCMS has had a number of impacts on the administration and efficient financial management of Council's child care services, including:

- a decrease in cash flow and increased financial management administration, as CCB payments are made weekly in arrears rather than quarterly in advance;
- ongoing increased administration requirements at individual services and within Finance;
- new annual increased software provider costs to ensure CCMS upgrades are in line with DEEWR specifications; and
- ongoing staff training on the new CCMS requirements and in software training as upgrades occur as a result of regular changes made by DEEWR to correct ongoing reporting issues; and
- increased complexities in administering CCB at services such as family day care and school holiday care.

RECOMMENDATIONS:

THAT:

- 1. the report be received and noted;
- 2. Council writes to the Hon Julia Gillard MP, Federal Minister for Education, Minister for Employment & Workplace Relations, Minister for Social Inclusion and the Federal Member for Marrickville expressing Council's concerns about the additional workload and costs borne by Council as a result of the implementation of the CCMS system and seeking changes to critical areas as outlined in this paper; and
- 3. Council writes to the Local Government and Shires Associations requesting that they consult with other Council and major not for profit and for profit providers of children's services to ascertain the breadth of these concerns and, if appropriate, pursue these matters with the Commonwealth Government to make changes to the CCMS.

COMMITTEE RECOMMENDATION:

THAT the Recommendation as appearing on the Business Paper be adopted with Council writing to the Federal Member of Grayndler in Point 2.

CS 10 – OFFER OF ADDITIONAL FUNDING FROM NSW DEPARTMENT OF COMMUNITY SERVICES FOR INNER WEST EARLY LITERACY PROJECT

(From Community Services Committee Meeting 07/08 – 12 August, 2008) For Recommendation

File Ref: 1280-02

Director, Community Services reports:

Synopsis

Council is advised of an offer of one-off funding of \$30,000 for 2008/09 from the NSW Department of Community Services for the Inner West Early Literacy Project. Council is required to enter into a Service Agreement for this funding. It is recommended that Council accept the offer of one-off funding and enter into a revised Service Agreement for 2008/09 with the Department of Community Services; that the Mayor and General Manager be authorised to execute the agreement under the Common Seal of the Council; and that a budget adjustment be considered by Council to reflect the amount of funding received at the next budget review meeting.

Background

The Inner West / South East Sydney Senior Officers Group (SOG) has endorsed the allocation to Council of one-off funding of \$30,000 in 2008/09 under the Families NSW Program for the Inner West network-wide Early Literacy Project. Council received advice of this offer of funding from the NSW Department of Community Services on 4 August 2008. Receipt of this funding will require Council to enter into a variation to the Service Agreement with DoCS for 2008/09.

Discussion

Families NSW is the NSW Government's whole of government prevention and early intervention strategy for families expecting a baby or with children aged 0-8 years. The strategy is underpinned by a strong body of evidence demonstrating the importance of the early years in a child's development and the long-term benefits of supporting parents and children during these years. These years are crucial in building the foundations of literacy learning and thereby improving school readiness and positive transitions to school.

The Inner West Early Literacy Project will build on work that has already been undertaken in the Inner West region by a network of agencies to enhance the early literacy and numeracy of young children and increase the capacity of parents/carers to provide early literacy and numeracy learning support to their children.

Conclusion

The funding for the Inner West Early Literacy Project provided to Council by the NSW Department of Community Services will support the continuation of this important early literacy project in collaboration with other key agencies.

Director Corporate Services reports

A budget adjustment can be considered by Council to reflect the funding received at the next budget review meeting.

CS 10 – OFFER OF ADDITIONAL FUNDING FROM NSW DEPARTMENT OF COMMUNITY SERVICES FOR INNER WEST EARLY LITERACY PROJECT

(From Community Services Committee Meeting 07/08 – 12 August, 2008) For Recommendation

RECOMMENDATION:

THAT:

- 1. Council accepts the offer of one-off funding of \$30,000 and enter into a revised Service Agreement for 2008/09 with the NSW Department of Community Services Council;
- 2. the Mayor and General Manager be authorised to execute the agreement under the Common Seal of the Council; and
- 3. a budget adjustment be considered by Council to reflect the amount of funding received at the next budget review meeting.

COMMITTEE RECOMMENDATION:

THAT the Recommendation as appearing on the Business Paper be adopted.

PR 22 - PARKS AND RESERVES PERFORMANCE REPORT

(From Technical Services Committee Meeting 07/08 – 12 August, 2008)
For Recommendation

File Ref: 4572-04

Director, Technical Services reports:

Synopsis

This report provides a progress report on the Parks and Reserves capital works program for the period ending 31 July 2008. It is recommended that the report be received and noted and budget adjustments be considered at the next budget review for \$86,450 from S.94 funds for staff resources to undertake strategic planning and design and project management of current Resources Plan Budget projects, and a further amount of \$100,000 from the s.94 Open Space Plan sub-area 8 St Peters/Sydenham for geotechnical investigations at Camdenville Park.

Discussion

Tempe Reserve

Desalination Pipeline Project

The Sydney Water/Water Delivery Alliance has constructed a temporary playground on the western side of Tempe Reserve. In addition to the playground, two picnic shelters with seats and tables and two BBQs have been temporarily relocated and are also operational.

Mahoney Reserve

Sports field Lighting

Delays in the fabrication of footing reinforcement have delayed footing excavation works. These are now expected to commence in early August. With a 28 day concrete curing period prior to installation of the light poles, completion of the lighting system works is now scheduled for late September 2008.

Amenities Building

Roof and Rainwater Tank Works

Roof replacement and rainwater tank works are externally complete and only internal timber painting remains to be completed.

Public Toilet, Canteen and Change Room Works

Canteen refurbishment will be complete in July and the change rooms are programmed for completion on 9 August. Public toilet refurbishment is programmed for completion on 26 August 2008. Temporary toilets have been provided for public use during the works period.

Steel Park

Kiosk and Change Rooms

Works are complete on kiosk and change room upgrading works. Refurbishment of the public toilets, including construction of an accessible toilet, has been deferred until the end of the winter season and are scheduled to commence on 1 September 2008.

Sydenham Green

PR 22 - PARKS AND RESERVES PERFORMANCE REPORT

(From Technical Services Committee Meeting 07/08 – 12 August, 2008) For Recommendation

Urban Forest

Works to plant 24 semi-mature trees south of Railway Road are complete.

Petersham Park

Sportsground Seating

A delay in the supply of seats has extended the completion date for installation of replacement seats at Petersham Oval. Works are due for completion in the first week of August.

Advanced Tree Planting

Planting of advanced trees, with tree guards in Carrington Road (31 trees) and Myrtle Street (16 trees) will be completed in the first week of August.

Ryan Playground, Enmore

Playground improvement works are at 50% completion. Works include new rubber soft fall surface, new and refurbished play equipment, erosion control to neighbouring properties and a new playground entry.

Newington Road Playground, Marrickville

Playground improvement works are at 50% completion. Works will include new play surfacing, new and refurbished play equipment, new path and native garden beds.

Operating Budget

Trades Works Orders for Parks and Reserves for June 2008

The following table provides a summary of Parks and Reserves works orders placed with Trades Section of the Business Units in June 2008.

	PARKS W	VORK TRADES O	RDER SUMMARY	
		April 2008	May 2008	June 2008
Plumbing	Vandalism	0	2	0
	Welding	0	0	0
	General	19	27	5
	Total Plumbing	19	29	5
Electrical	Vandalism	1	0	0
	General	5	4	2
	Total Electrical	6	4	2
Carpentry	Vandalism	4	3	0
_	General	14	7	6
	Total Carpentry	18	10	6
Total month	ly Trades works			
orders for P		43	43	13
Reserves				

PR 22 - PARKS AND RESERVES PERFORMANCE REPORT

(From Technical Services Committee Meeting 07/08 – 12 August, 2008)
For Recommendation

Budget Adjustments

Capital Works Planning, Design and Project Management

A budget adjustment is required for the continuation of casual staff employed on a temporary basis for the 6 months to the end of December 2008, to undertake strategic planning and design and project management of current Resources Plan Budget projects. Funds are to be allocated from the s.94 Open Space Plan to a total of \$86,450 based on the sub-area source of funds shown at **ATTACHMENT 2**. The additional resources are required to implement the current Parks and Reserves Resources Plan capital works program.

Camdenville Park

Geotechnical Site Investigations

Council was advised in July 2008 (Item PR 18 of Meeting 06/08) that a draft Detailed Site Investigation had been completed for contamination and remediation works at Camdenville Park and was being reviewed by the Site Auditor at the time of preparing that report. The Auditor has completed that review, which recommended that additional investigations be undertaken to clarify groundwater and landfill gas movements on the site. A quotation has been received for the additional works for an amount of \$69,010 Ex GST. This amount allows for a range of lump sum items and also some provisional sum items that may vary according to actual site conditions. A budget adjustment is required to undertake these additional geotechnical investigations. It is proposed to fund the works from the s.94 Open Space Plan sub-area 8 St Peters/Sydenham source of funds to an amount of \$100,000. As previously advised, a separate report will be provided to Council in the current calendar year on the results of the Detailed Site Investigation at Camdenville Park.

Director Corporate Services Reports:

Council can consider a budget adjustment at the next budget review.

RECOMMENDATION:

THAT:

- 1. the report be received and noted; and
- 2. Council consider a budget adjustment at the next budget review to approve an expenditure vote for an amount of \$86,450 for strategic planning and design and project management of current Resources Plan Budget projects and vote s.94 sources of funds as per **ATTACHMENT 2**; and
- 3. Council consider a budget adjustment at the next budget review to approve an expenditure vote for an amount of \$100,000 from the s.94 Open Space Plan sub-area 8 St Peters/Sydenham for geotechnical investigations at Camdenville Park.

PR 22 - PARKS AND RESERVES PERFORMANCE REPORT

(From Technical Services Committee Meeting 07/08 – 12 August, 2008) For Recommendation

COMMITTEE RECOMMENDATION:

THAT the Recommendation as appearing on the Business Paper be adopted.

ATTACHMENT 1: Total 2 pages

Progress Report

ATTACHMENT 2: Total 1 page

Breakdown of Capital Works Planning, Design and Project Management Casual Resource Allocation by S.94 Sub Area

ATTACHMENT 1 - PR 22 - PARKS AND RESERVES PERFORMANCE REPORT

(From Technical Services Committee Meeting 07/08 – 12 August, 2008) For Recommendation

Carry overs for the 2007/2008 are not included.			(Manager Finance	nce				
Project 2009/2009 No. Revotes	2008/2009 ses Budget	9 Supplementary Adjustments S	TOTAL	PHYSICALLY COMPLETED	COMPLETION TARGET DATE	TOTAL & COMMITTED EXPENDITURE at PERIOD 1	ESTIMATE TO COMPLETE \$	EXPECTED TOTAL COST \$	VARIANCE \$	VARIANCE %
GRAM				700 001		19 469	2 0.68	15,430	15 430	*0
Samperdown Park Master Plan 7599	0	0	00	100.00		37 102		37 192	37,192	%0
Parks Improvement Forward Design 8119	00		0	98.00	30/09/2008	5,021	35	5,376	5,376	60
	0		0	100.00	Ш	1,000		1,000	1,000	%0
- playgroup & park upgrading	0 1,1		1,142	15.00	30/06/2009	0	1,142	1,142	00	200
Design	0 223,709		223,709	95.00		16.350		53.741		000
Kendrick Park - Design 8151	00		0	8.33	30/06/2009	22.786		32,589	32,589	60
Camdenville Park - Design			0	12.00	30/06/2009	11,856		11,856		%0
Forward Design - Stategic Fair Flairning 8168	0 20.000		50,000			7,356		50,000		%0
ment			0			49,908	10,928	60,836		%0
ark Improvement		0 0	0	25.00	31/12/2008	4,695		20,343	20,343	80
Ц	0 225,567		225,567	15.00		0 00 27	792,527	15,050	15 305	800
Henson Park-Heritage Wall 8219		0	0 000			C05,C1		5,000		200
+	0 2,0	2,000	2,000	12.00	30/06/2009	55.568	73,900	129.468	129,468	80
Alex Travallion Plaza-Construction of the 0234			0			3,133				%0
		0 000'9	2,000			0	2,000		0	80
			11,500	00.0	30/06/2009	0			0	%0
Sydenham Green Project 9033 Subhotal Parks Improvement	0 521,918	0 0	521,918			250,526	840,338	1,090,864	568,946	5
								CONTRACTOR STATES OF THE PARTY OF		
PLAYGROUNDS PROGRAM Playground Surface Installation 8158	0 128,695		128,695		30/06/2009	33,546	168,480	202,026	73,331	57%
		0 000	85,000	12.00		93,179				14276
Subtotal Playground Program			213,695			120,123				
SADVO INCOACTOLICTIDE DENEMA! DEOCRAM										
Darke Dethurans		7 000 7	7.000	00'0	30/06/2009	2,000	60,773	67,773	60,773	868%
- Control of Control o		0				18,271				60
On System Overnau	000		0			71.976				%0
+	00	000				93 237	36	93 497		%0
+	00	000			1	101 020				%0
CPW1 - Cooks River Parks - Sportsground 8154		2	00000			40.055	702 73		30 282	610/
			20,000		-	12,900				000
	0	0	0	65.00	31/12/2008	146,331				200
	0	0				4,767				0
		5,000				0				60
Camperdown Bowling/Tennis Clubs worn ele 8259						0	30,000	30,000		0 0
						0				200
	0 5,000	0 000	2,000	0.00				000'000		200
S River Foreshore Restoration 9032					30/06/2009	0	200,000			0.70
Subtotal Parks Infrastructure		0 000		10.77	The state of the s	456,466			538,093	

ATTACHMENT 1 - PR 22 - PARKS AND RESERVES PERFORMANCE REPORT

(From Technical Services Committee Meeting 07/08 – 12 August, 2008) For Recommendation

Adjustments \$ \$ 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	S S S S S S S S S S S S S S S S S S S	No. Revotes Budget Adjustments Budget Complete Section Secti
Adjustmentis BUDGET Adjustmentis BUDGET 0	Sample	Sample
	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$
	8 \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	8 \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$

ATTACHMENT 2 - PR 22 - PARKS AND RESERVES PERFORMANCE REPORT

(From Technical Services Committee Meeting 07/08 – 12 August, 2008) For Recommendation

BREAKDOWN OF CAPITAL WORKS PLANNING, DESIGN AND PROJECT MANAGEMENT CASUAL RESOURCE ALLOCATION BY S.94 SUB AREA

Parks Project Officer – time commitments											
Park Projects & Strategies	Total \$	1	2	3	4	9	9	7	8	CWP1	CWP2
Arlington Reserve	\$ 4,323			\$4,323							
Cooks River Signage Strategy	\$ 1,729						\$519			\$ \$ cos	\$ 605
Camdenville Park – 63 May Street	\$ 8,645								\$ 8,645		
Kendrick Park foreshore works	\$12,968				-					\$12,968	
Henson Park – heritage wall	\$ 4,323				\$ 4,323						
Mahoney Reserve – lights & amenities	\$10,374									\$10,374	
Steel Park – amenities	\$ 7,781									\$ 7,781	
Parks Strategies – amenities	\$ 3,458	\$ 346	\$ 346	\$ 346	\$ 346	\$346	\$346	\$346	\$ 346	\$ 346	\$ 346
Parks Club facilities works	\$12,968	\$6,484			\$ 6,484						
Petersham Park infrastructure	\$ 4,323		\$4,323								
Sydenham Green - heritage retaining walls	\$ 2,594								\$ 2,594		
Tempe Lands – remediation management	\$12,968										\$12,968
Total	\$86,450	\$6,830	\$4,668	\$4,668	\$11,152	\$346	\$865	\$346	\$11,584	\$32,073	\$13,918

GM 77 - JULY 2008 BUDGET REVIEW For Decision

File Ref: 328

General Manager reports:

Synopsis

A review of Council's 2008/09 Budget for the period to the end of July 2008 revealed no need for variation. It is recommended that the report be received and noted.

Discussion

In accordance with Clause 203 of the Local Government (General) Regulation 2005, the following Budget Review Statement is provided for the year ending 30 June 2009.

The Operating Budget is provided at Divisional Level (<u>ATTACHMENT 1</u>), and Program Level (<u>ATTACHMENT 2</u>), whilst the Resources Plan is provided at Activity Level (<u>ATTACHMENT 3</u>).

A separate report regarding proposed Revotes has been submitted to Council for consideration.

Conclusion

Budget and Reviews		Accumulated
		Anticipated
		Result
Original Adopted Budget for 2008/2009		(\$7,748)
Budget Review - July 2008	\$0	\$0
Anticipated (Surplus)/Deficit 2008/2009		(\$7,748)

	SUMMARY OF 2008/2009 APPROVED BUDGET	
1	2008/2009 Original Budget Position	
	Operating Budget Surplus	(\$2,366,149)
	Resources Plan Revenue Funding	\$2,358,401
	OVERALL BUDGET	(\$7,748)
2	Projected Working Funds Position based on 2008/2009 Budget	
	Council's Working Funds position as at 30 June 2008	(\$2,617,000)
	Less: Anticipated Deficit/(Surplus) for 2008/2009	(\$7,748)
	Projected Working Funds Position as at 30 June 2009	(\$2,624,748)
3	Benchmark Figure as at 30 June 2008	(\$2,028,000)

GM 77 - JULY 2008 BUDGET REVIEW For Decision

RECOMMENDATION:

THAT: the report be received and noted

ATTACHMENT 1: Total 5 pages
Operating Budget at Division Level
ATTACHMENT 2: Total 6 pages
Operating Budget at Program Level
ATTACHMENT 3: Total 5 pages
Resources Plan at Program Level

	<u>OPERATI</u> As	ING BUDGE At Period :1.	OPERATING BUDGET AT DIVISION LEVEL As At Period:1, Ending July 2008	ON LEVEL 2008				
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
GENERAL MANAGER								
Expenditure	907,340	0	0	907,340	74,833.12	907,340	907,340	8.2
Income	(173,501)	0	0	(173,501)	(14,458.41)	(173,501)	(173,501)	8.3
Total for Division	733,839	0	0	733,839	60,374.71	733,839	733,839	8.2
Idininian vanat enll				11/08/2008	12:01:21PM		Page	1 of 5

	OPERAT A	OPERATING BUDGET AT DIVISION LEVEL As At Period: 1, Ending July 2008	ET AT DIVIS I, Ending July	ION LEVEL 2008			Ver Turner	* - 1
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
CORPORATE SERVICES								
Expenditure	29,692,761	0	(212,440)	29,480,321	3,873,554.27	29,480,321	29,480,321	13.1
Income	(56,150,698)	0	0	(56,150,698)	(10,282,626.24)	(56,150,698)	(56,150,698)	18.3
Total for Division	(26,457,937)	0	(212,440)	(26,670,377)	(6,409,071.97)	(26,670,377)	(26,670,377)	24.0
[division report.rpl]				11/08/2008	12:01:21PM		Page	2 of 5

	OPERAT	ING BUDGE	OPERATING BUDGET AT DIVISION LEVEL	ON LEVEL			₹Î.	y
	V	s At Period: 1	As At Period: 1, Ending July 2008	8002				•
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
DEVELOPMENT & ENVIRONMENTAL SERVICES								
Expenditure	6,357,924	0	212,440	6,570,364	570,378.54	6,570,364	6,570,364	8.7
Income	(3,494,585)	0	0	(3,494,585)	(346,700.48)	(3,494,585)	(3,494,585)	6.6
Total for Division	2,863,339	0	212,440	3,075,779	223,678.06	3,075,779	3,075,779	7.3
		·						
[division report.rpt]				11/08/2008	12:01:21PM		Page	3 of 5

	OPERAT As	ING BUDGE S At Period: 1	OPERATING BUDGET AT DIVISION LEVEL As At Period: 1, Ending July 2008	ION LEVEL 2008			5.	*
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
COMMUNITY SERVICES								
Expenditure	18,327,758	0	0	18,327,758	1,579,925.05	18,327,758	18,327,758	8.6
Income	(11,233,229)	0	0	(11,233,229)	(1,306,643.13)	(11,233,229)	(11,233,229)	11.6
Total for Division	7,094,529	0	0	7,094,529	273,281.92	7,094,529	7,094,529	3.9
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[division report.rpl]				11/08/2008	12:01:21PM		Page	4 of 5

	OPERAT	ING BUDGI	OPERATING BUDGET AT DIVISION LEVEL	ION LEVEL			٠	·
	A	s At Period: 1	As At Period: 1, Ending July 2008	. 2008				•
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
TECHNICAL SERVICES								
Expenditure	66,477,775	0	0	66,477,775	5,981,929.22	66,477,775	66,477,775	0.6
Income	(53,077,694)	0		(53,077,694)	(8,367,547.03)	(53,077,694)	(53,077,694)	15.8
Total for Division	13,400,081	0	0	13,400,081	(2,385,617.81)	13,400,081	13,400,081	(17.8)
GRAND TOTAL	(2,366,149)	0	0	(2,366,149)	(8,237,355.09)	(2,366,149)	(2,366,149)	
Editionian annote and				11/08/2008	12:01:21PM		Page	5 of 5

	OPERATI	NG BUDGE	OPERATING BUDGET AT PROGRAM LEVEL	AM LEVEL			•	
	As	s At Period:	As At Period: 1, Ending July 2008	8008				•
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
GENERAL MANAGER								
General Manager Division Management	440 500	C	c	449,599	32.884.09	449,599	449.599	7.3
Expenditure	(167,675)	0	0	(167,675)	(13,972.91)	(167,675)	(167,675)	8.3
Total for Program	281,924	0	0	281,924	18,911.18	281,924	281,924	6.7
Corporate Development	147 721	C	C	457.741	41.949.03	457.741	457,741	9.2
Expenditure	(5.826)	0	0	(5,826)	(485.50)	(5,826)	(5,826)	8.3
Total for Program	451,915	0	0	451,915	41,463.53	451,915	451,915	9.2
Total for Division	733 830	0	0	733,839	60,374.71	733,839	733,839	8.2
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	<u>OPERATII</u> As	NG BUDGE	OPERATING BUDGET AT PROGRAM LEVEL As At Period: 1, Ending July 2008	AM LEVEL			* -	
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
CORPORATE SERVICES								
Corporate Services Division Management Expenditure	301.711	0	0	301,711	32,580.45	301,711	301,711	10.8
Income	(200)	0	0	(200)	(16.67)	(200)	(200)	8.3
Total for Program	301,511	0	0	301,511	32,563.78	301,511	301,511	10.8
Administrative Services Evocanditure	3,378,726	0	(212,440)	3,166,286	365,781.22	3,166,286	3,166,286	11.6
Income	(515.618)	0	0	(\$15,618)	(27,459.23)	(515,618)	(515,618)	5.3
Total for Program	2,863,108	0	(212,440)	2,650,668	338,321.99	2,650,668	2,650,668	12.8
Legal Services Evenanditure	703.863	0	0	703,863	66,715.28	703,863	703,863	9.5
Trome	(703.863)	0	0	(703,863)	(57,036.67)	(703,863)	(703,863)	8.1
Total for Program	0	•	0	0	9,678.61	0	•	0.0
Finance Expanditure	19.423.922	0	0	19,423,922	2,410,625.79	19,423,922	19,423,922	12.4
Income	(52.676.535)	0	0	(52,676,535)	(10,016,724.63)	(52,676,535)	(52,676,535)	19.0
Total for Program	(33,252,613)	0	0	(33,252,613)	(7,606,098.84)	(33,252,613)	(33,252,613)	22.9
People & Workforce Exnenditure	3.780.681	0	0	3,780,681	817,991.52	3,780,681	3,780,681	21.6
Income	(2,137,482)	0	0	(2,137,482)	(171,639.04)	(2,137,482)	(2,137,482)	8.0
Total for Program	1,643,199	0	0	1,643,199	646,352.48	1,643,199	1,643,199	39.3
Information Systems	2 102 858	C	C	2.103.858	179.860.01	2.103.858	2,103,858	8.5
Expenditure	(117,000)	· c	0	(117.000)	(9,750.00)	(117,000)	(117,000)	8.3
niconic Total for Program	1,986,858	0	0	1,986,858	170,110.01	1,986,858	1,986,858	8.6
Total for Division	(26,457,937)	0	(212,440)	(26,670,377)	(6,409,071.97)	(26,670,377)	(26,670,377)	24.0
				11/08/2008	12:15:48PM		Page	2 of 6

	OPERAT	ING BUDGE	OPERATING BUDGET AT PROGRAM LEVEL	AM LEVEL			٠.٠٠ (•••
	V	s At Period: 1	As At Period: 1, Ending July 2008	8008				
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
DEVELOPMENT & ENVIRONMENTAL SERVICES						-		
D & ES Division Management								
Expenditure	351,334	0	0	351,334	32,710.63	351,334	351,334	9.3
Income	(10,280)	0	0	(10,280)	(856.67)	(10,280)	(10,280)	8.3
Total for Program	341,054	0	0	341,054	31,853.96	341,054	341,054	9.3
Planning Services								
Expenditure	1,004,082	0	0	1,004,082	107,982.86	1,004,082	1,004,082	10.8
Income	(202,367)	0	0	(202,367)	(19,680.28)	(202,367)	(202,367)	7.6
Total for Program	801,715	•	0	801,715	88,302.58	801,715	801,715	11.0
Development Assessment								
Expenditure	1,761,514	0	212,440	1,973,954	175,495.32	1,973,954	1,973,954	8.9
Income	(831,938)	0	0	(831,938)	(125,068.73)	(831,938)	(831,938)	15.0
Total for Program	929,576	•	212,440	1,142,016	50,426.59	1,142,016	1,142,016	4.4
Monitoring Services								
Expenditure	2,691,435	0	0	2,691,435	213,335.70	2,691,435	2,691,435	7.9
Income	(2,414,008)	0	0	(2,414,008)	(199,123.54)	(2,414,008)	(2,414,008)	8.2
Total for Program	277,427	•	0	277,427	14,212.16	277,427	277,427	5.1
Environmental Services								
Expenditure	549,559	0	0	549,559	40,854.03	549,559	549,559	7.4
Income	(35,992)	0	0	(35,992)	(1,971.26)	(35,992)	(35,992)	5.5
Total for Program	513,567	•	•	513,567	38,882.77	513,567	513,567	9.7
Total for Division	2,863,339	0	212,440	3,075,779	223,678.06	3,075,779	3,075,779	7.3
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	<u>OPERATI</u>	NG BUDGE s At Period:	OPERATING BUDGET AT PROGRAM LEVEL As At Period: 1, Ending July 2008	RAM LEVEL 2008				er e j
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
COMMUNITY SERVICES								
Community Services Division Management Expenditure	250 340	0	O	250.340	28 649 39	250 340	250.340	11.4
Income	(1.893)	0	0	(1.893)	(157.75)	(1.893)	(1.893)	83
Total for Program	248,447	0	0	248,447	28,491.64	248,447	248,447	11.5
Administration Unit								
Expenditure	171,874	0	0	171,874	15,390.62	171,874	171,874	9.0
Income	(172,290)	0	0	(172,290)	(14,357.50)	(172,290)	(172,290)	8.3
Total for Program	(416)	0	0	(416)	1,033.12	(416)	(416)	(248.3)
Communication & Cultural Services								
Expenditure	1,423,120	0	0	1,423,120	88,209.62	1,423,120	1,423,120	6.2
Income	(442,462)	0	0	(442,462)	(64,939.54)	(442,462)	(442,462)	14.7
Total for Program	859'086	0	0	980,658	23,270.08	980,658	980,658	2.4
Children and Family Services								
Expenditure	8,876,093	0	0	8,876,093	823,626.16	8,876,093	8,876,093	9.3
Income	(8,312,795)	0	0	(8,312,795)	(947,960.85)	(8,312,795)	(8,312,795)	11.4
Total for Program	563,298	0	0	563,298	(124,334.69)	563,298	563,298	(22.1)
Community Development								
Expenditure	2,456,404	0	0	2,456,404	196,940.63	2,456,404	2,456,404	8.0
Income	(1,269,007)	0	0	(1,269,007)	(201,986.38)	(1,269,007)	(1,269,007)	15.9
Total for Program	1,187,397	0	0	1,187,397	(5,045.75)	1,187,397	1,187,397	(0.4)
Community Halls & Facilities		•	,		;			;
Expenditure	704,908	0	0	704,908	57,123.15	704,908	704,908	8.1
Income	(234,309)	0	0	(234,309)	(27,132.98)	(234,309)	(234,309)	11.6
Total for Program	470,599	0	0	470,599	29,990.17	470,599	470,599	6.4
Recreation Programs & Facilities								
Expenditure	609,609	0	0	629,609	27,011.51	629,609	629,609	4.3
Income	(161,555)	0	0	(161,555)	(13,234.95)	(161,555)	(161,555)	8.2
Total for Program	468,054	0	•	468,054	13,776.56	468,054	468,054	2.9
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	<u>OPERATI</u> As	OPERATING BUDGET AT PROGRAM LEVEL As At Period: 1, Ending July 2008	AT PROGR	AM LEVEL 2008			.	•. •. •
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
Library Services								
Expenditure	3,605,386	0	0	3,605,386	325,405.06	3,605,386	3,605,386	9.0
Income	(635,795)	0	0 ((635,795)	(36,737.93)	(635,795)	(635,795)	5.8
Total for Program	2,969,591	•	•	2,969,591	288,667.13	2,969,591	2,969,591	9.7
Historical Services								
Expenditure	210,024	0	0	210,024	17,568.91	210,024	210,024	8.4
Income	(3,123)	0	0	(3,123)	(135.25)	(3,123)	(3,123)	4.3
Total for Program	206,901	0	0	206,901	17,433.66	206,901	206,901	8.4
Total for Division	7,094,529	0	0	7,094,529	273,281.92	7,094,529	7,094,529	3.9
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•	OPERATI	NG BUDGE	OPERATING BUDGET AT PROGRAM LEVEL	RAM LEVEI			. سو.	.*.
	AS	At Period: 1	As At Period: 1, Ending July 2008	2008				·.
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
TECHNICAL SERVICES								
Technical Services Division Management								
Expenditure	329,092	0	0	329,092	32,159.52	329,092	329,092	8.6
Income	(18,930)	0	0	(18,930)	(1,577.50)	(18,930)	(18,930)	8.3
Total for Program	310,162	0	0	310,162	30,582.02	310,162	310,162	6.6
Engineering								
Expenditure	14,647,260	0	0	14,647,260	1,324,548.94	14,647,260	14,647,260	0.6
Income	(5,273,925)	0	0	(5,273,925)	(398,245.76)	(5,273,925)	(5,273,925)	7.6
Total for Program	9,373,335	0	0	9,373,335	926,303.18	9,373,335	9,373,335	6.6
Waste Services	;	,	,				•	
Expenditure	11,027,497	0	0	11,027,497	1,659,160.24	11,027,497	11,027,497	15.0
Income	(11,235,883)	0	0	(11,235,883)	(3.964,080.38)	(11,235,883)	(11,235,883)	35.3
Total for Program	(208,386)	0	0	(208,386)	(2,304,920.14)	(208,386)	(208,386)	1,106.1
Parks & Reserves								
Expenditure	5,930,421	0	0	5,930,421	432,330.98	5,930,421	5,930,421	7.3
Income	(1,086,354)	0	0	(1,086,354)	(100,934.35)	(1,086,354)	(1,086,354)	9.3
Total for Program	4,844,067	0	0	4,844,067	331,396.63	4,844,067	4,844,067	8.9
Property Services								
Expenditure	4,491,778	0	0	4,491,778	315,701.93	4,491,778	4,491,778	7.0
Income	(5,410,875)	0	0	(5,410,875)	(720,338.80)	(5,410,875)	(5,410,875)	13.3
Total for Program	(919,097)	0	0	(919,097)	(404,636.87)	(919,097)	(919,097)	44.0
Business Units								
Expenditure	30,051,727	0	0	30,051,727	2,218,027.61	30,051,727	30,051,727	7.4
Income	(30,051,727)	0	0	(30,051,727)	(3,182,370.24)	(30,051,727)	(30,051,727)	10.6
Total for Program	0	0	0	0	(964,342.63)	0	0	0.0
Total for Division	13,400,081	0	0	13,400,081	(2,385,617.81)	13,400,081	13,400,081	(17.8)
GRAND TOTAL	(2,366,149)	0	0	(2,366,149)	(8,237,355.09)	(2,366,149)	(2,366,149)	
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	RESOU	RCES PLANA At Period:	RESOURCES PLAN AT PROGRAM LEVEL As At Period: 1, Ending July 2008	AM LEVEL 2008				. ,
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
GENERAL MANAGER								
General Manager Division Management								
Expenditure	0	0	0	0	3,461.18	0	0	0.0
Income	0	0	0	0	0.00	0	0	0.0
Total for Program	0	0	0	0	3,461.18	0	0	0.0
Corporate Development								
Expenditure	45,000	0	0	45,000	1,065.09	45,000	45,000	2.4
Total for Program	45,000	0	0	45,000	1,065.09	45,000	45,000	2.4
			,					
Total for Division	45,000	9	0	45,000	4,526.27	45,000	45,000	10.1

	RESOUR	ACES PLAN	RESOURCES PLAN AT PROGRAM LEVEL	AM LEVEL			آنمود	٠, د ا
	A	s At Period: 1	As At Period: 1, Ending July 2008	2008				
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
CORPORATE SERVICES			٠					
Administrative Services		ć	•	9				;
Expenditure	460,000	0 0	0 0	460,000	14,408.00	460,000	460,000	3.1
Income Total for Program	(400,000) 60,000	•	•	(400,000) 60,000	0.00 14,408.00	(400,000) 60,000	(400,000) 60,000	0.0 24.0
Finance								
Expenditure	205,000	0	0	205,000	197,499.99	205,000	205,000	96.3
Income	(10,000)	0	0	(10,000)	0.00	(10,000)	(10,000)	0.0
Total for Program	195,000	0	0	195,000	197,499.99	195,000	195,000	101.3
Information Systems								
Expenditure	560,100	0	0	560,100	11,587.84	560,100	560,100	2.1
Income	(220,300)	0	0	(220,300)	0.00	(220,300)	(220,300)	0.0
Total for Program	339,800	0	0	339,800	11,587.84	339,800	339,800	3.4
Total for Division	204 800			504 800	223 405 83	204 800	504 800	37.6
101 D1 V1310H	374,000			324,000	60.074,627	324,000	274,600	27.0
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	RESOUR	RCES PLAN	RESOURCES PLAN AT PROGRAM LEVEL	AM LEVEL			メ	•
	As	At Period: 1	As At Period: 1, Ending July 2008	2008				
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
DEVELOPMENT & ENVIRONMENTAL SERVICES								
D & ES Division Management	•	•	•	ć	· ·	•	•	ć
Expenditure	0 0	0 0	0 0	0 0	0.00	0 0	0 0	0.0
niconic Total for Program	.	•	•	•	0.00	•	•	0.0 0.0
Planning Services								
Expenditure	765,000	0	0	765,000	151.48	765,000	765,000	0.0
Income	(755,000)	0	0	(755,000)	0.00	(755,000)	(755,000)	0.0
Total for Program	10,000	0	0	10,000	151.48	10,000	10,000	1.5
Monitoring Services								
Expenditure	112,500	0	0	112,500	8,452.74	112,500	112,500	7.5
Income	(112,500)	0	0	(112,500)	0.00	(112,500)	(112,500)	0.0
Total for Program	0	0	0	0	8,452.74	0	0	0.0
Environmental Services								
Expenditure	2,208,304	0	0	2,208,304	94,302.79	2,208,304	2,208,304	4.3
Income	(1,863,683)	0	0	(1,863,683)	(1,768.19)	(1,863,683)	(1,863,683)	0.1
Total for Program	344,621	0	0	344,621	92,534.60	344,621	344,621	26.9
Total for Division	164 621	١		169 158	101 138 82	354 631	169 1/21	386
	354,021			354,021	101,138.82	354,021	170,465	C:87
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	RESOUE	RCES PLAN	RESOURCES PLAN AT PROGRAM LEVEL	M LEVEL			•	
	¥	s At Period: 1	As At Period: 1, Ending July 2008	8008				-
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
COMMUNITY SERVICES								
Community Services Division Management	000 30	c		25 700	00 0	25.700	25.700	0.0
Expenditure Total for Program	25,700	•	0	25,700	0.00	25,700	25,700	0.0
Communication & Cultural Services		,	•	6		300 003	300 603	
Expenditure	583,205	0	0	583,205	41,136.34	585,205	583,203	1.7
Income	(160,250)	0 •	o c	(160,250)	0.00	(160,250)	(160,250)	0.0 9.7
i otal tor Program	CC K-777	•	•					
Children and Family Services Evenediture	109.610	0	0	109,610	2,798.56	109,610	109,610	2.6
Income	(54,500)	0	0	(54,500)	(8,003.00)	(54,500)	(54,500)	14.7
Total for Program	55,110	0	0	55,110	(5,204.44)	55,110	55,110	(9.4)
Community Develonment								
Expenditure	93,600	0	0	93,600	8,117.51	93,600	93,600	8.7
Income	(50,000)	0	0	(50,000)	0.00	(50,000)	(50,000)	0.0
Total for Program	43,600	0	0	43,600	8,117.51	43,600	43,600	18.6
Recreation Programs & Facilities		c	c	134 250	2 384 78	134 250	134 250	25
Expenditure	134,250	0		(28 000)	(18.181.82)	(28,000)	(28,000)	64.9
income Total for Program	106,250	0	0	106,250	(14,797.54)	106,250	106,250	(13.9)
Library Services	376 006	c	c	378 365	23.242.41	328.365	328.365	7.1
Expendiure Total for Program ·	328,365	•	•	328,365	23,242.41	328,365	328,365	7.1
	000 100			981 980	52 494 28	981.980	981.980	5.3
Total for Division	901,900			2000				
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	RESOUR As	CES PLAN At Period: 1	RESOURCES PLAN AT PROGRAM LEVEL As At Period: 1, Ending July 2008	AM LEVEL 2008			•	• •
	Original Budget	Revotes	Adopted Variations	Total Budget	Actual & Committed	Revised Budget	Proposed Budget	% Act/Est
TECHNICAL SERVICES								
Engineering Expenditure	4.303.500	0	0	4,303,500	54,012.87	4,303,500	4,303,500	1.3
Income	(4,101,000)	0	0	(4,101,000)	0.00	(4,101,000)	(4,101,000)	0.0
Total for Program	202,500	0	0	202,500	54,012.87	202,500	202,500	26.7
Waste Services Expenditure	651.000	0	0	651,000	22,771.02	651,000	651,000	3.5
Income	(651,000)	0	0	(651,000)	0.00	(651,000)	(651,000)	0.0
Total for Program	0	0	0	0	22,771.02	0	0	0.0
Parks & Reserves Expenditure	1,572,113	0	0	1,572,113	249,898.06	1,572,113	1,572,113	15.9
Income	(1,517,613)	0	0	(1,517,613)	0.00	(1,517,613)	(1,517,613)	0.0
Total for Program	54,500	0	0	54,500	249,898.06	54,500	54,500	458.5
Property Services Expenditure	1,520,000	0	0	1,520,000	28,937.31	. 1,520,000	1,520,000	1.9
Income	(1,395,000)	0	0	(1,395,000)	(120,241.72)	(1,395,000)	(1,395,000)	9.8
Total for Program	125,000	0	0	125,000	(91,304.41)	125,000	125,000	(73.0)
Business Units Expenditure	4,432,500	0	0	4,432,500	0.00	4,432,500	4,432,500	0.0
Income	(4,432,500)	0	0	(4,432,500)	(14,053.00)	(4,432,500)	(4,432,500)	0.3
Total for Program	0	•	0	0	(14,053.00)	0	0	0.0
Total for Division	382,000	0	0	382,000	221,324.54	382,000	382,000	57.9
GRAND TOTAL	2,358,401	0	0	2,358,401	602,979.74	2,358,401	2,358,401	
Facilities and also and				11/08/2008	12:18:28PM		Page	5 of 5

GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

File Ref: 1908

General Manager reports:

Synopsis

Council's Financial Reports for the year ended 30 June 2008, comprising the Income Statement, Balance Sheet, Statement of Changes in Equity, Statement of Cash Flows, Notes to the Financial Statements and Special Schedules have been completed and presented to Council for referral to the Auditor in accordance with section 413 (1) of the Local Government Act.

Background

Legislative Requirements:

Section 413 of the Local Government Act 1993 requires that Council must prepare financial reports for each year and refer them for audit.

Subsection (2) of section 413 also requires that the financial reports must include:

- (a) a general purpose financial report;
- (b) any other matter prescribed by the regulations; and
- (c) a statement in the approved form by the Council as to its opinion on the general purpose financial report.

Clause 215 of the Local Government (General) Regulation 2005 provides that the statement required by section 413(2)(c) of the Act must:

- (a) be made by resolution of the Council; and
- (b) be signed by:
 - the Mayor;
 - at least one other member of Council;
 - the responsible accounting officer; and
 - the General Manager

Clause 215 provides that the financial statement must indicate:

- (a) whether or not the Council's annual financial reports have been drawn up in accordance with:
 - the Act and the regulations;
 - the Local Government Code of Accounting Practice and Financial Reporting; and
 - the Australian Accounting Standards issued by the Australian Accounting Standards Board.
- (b) whether or not those reports present fairly Council's financial position and operating result for the year;
- (c) whether or not those reports accord with the Council's accounting and other records; and
- (d) whether or not the signatories know of anything that would make those reports false or misleading in any way, and include such information and explanations as will prevent those reports from being misleading because of any qualification that is included in the statement.

GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Section 415 provides that Council's auditor must audit the Council's financial reports as soon as practicable after they are referred for audit. Section 416(1) requires the audit to be completed within four months of the end of the year. Section 418 provides that as soon as practicable after Council receives a copy of the auditor's reports:

- (a) It must fix a date for the meeting at which it proposes to present its audited financial reports, together with the auditor's reports, to the public; and
- (b) it must give public notice of the date so fixed.

Section 418 also provides that the date fixed for the meeting must be at least 7 days after the date on which the notice is given but not more than five weeks after the auditor's reports are given to Council.

Discussion

1. 2007/08 Financial Reports

The General Purpose Financial Reports for the year ended 30 June 2008 are comprised of the Income Statement, Balance Sheet, Statement of Changes in Equity, Cash Flow Statement, Notes to the Financial Statements, and Special Schedules.

The Special Purpose Financial Reports comprise Income Statements and Balance Sheets for Council's businesses. At Meeting 10/98 held on 19 November 1998, in considering Item GM 132, Council resolved that it did not operate any businesses. A note to this effect has been included in the Financial Reports.

The Original Budget figures, adopted in Council's 2007/2008 Annual Management Plan are included on the Income Statement. It is important to note that they are the original budget and **do not** take into account any of the variations adopted by Council as part of its monthly budget review process. Where the Original Budget varied from the actual result by more than 10% an explanation is provided at Note 16.

1.1 Council's Statement

To enable the Financial Reports to be formally submitted for audit it is necessary for Council, by resolution, to make the statement required by Section 413(2)(c) of the Act as to its opinion on the General Purpose Financial Reports.

To assist Council in making that statement, it is advised that the annual financial reports have been drawn up in accordance with the requirements of the Local Government Act 1993 (as amended) and the Regulations made there under, Code of Accounting Practice and Financial Reporting, the Australian Accounting Standards and professional pronouncements.

Following the audit, the auditors are required to make the statements prescribed by Section 417(2) of the Act which must be included in the financial reports, including that in the opinion of the auditor the financial reports:

GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

- have been prepared in accordance with the requirements of Division 2 of Part 3 of the Act;
- are consistent with Council's accounting records;
- present fairly Council's financial position and the results of its operations;
- whether any information relevant to the conduct of the audit has been unobtainable by the auditor; and
- a statement setting out any material deficiency in the accounting records or financial reports that has come to light in the course of the audit.

It is recommended that Council, by resolution, make the statement required by Section 413(2)(c) of the Act, which will be attached to the annual financial reports. The statement will then be signed by the persons mentioned in Clause 215(1)(b) of the Regulation, as stated above.

It is recommended that Council set the meeting to be held on 21 October 2008 as the meeting at which the financial reports will be presented to the public.

A copy of the Financial Reports forms **ATTACHMENT 1**.

It should be noted that Council's Auditor, PriceWaterhouseCoopers, will undertake a detailed audit of the tabled financial reports and will present their opinion in relation to those accounts at the October 2008 meeting of Council. Council's auditor will be available in the 3rd Floor Function Room from 5.00pm on 21 October 2008 prior to the Council meeting to answer any questions Councilor's may have in relation to the final accounts to be presented at the meeting.

When Council considers the report from its auditors at its meeting on 21 October 2008, this will include an analysis of Council's financial position at 30 June 2008.

The following indicates Council's anticipated Working Funds Position at 30 June 2008 as presented to Council in the report on the May 2008 budget review:

	\$,000
Available Working Funds from 2006/2007 Auditors Report	\$2,173
Less Budget Deficit in 2007/08	\$225
Initial Projected Working Funds Position as at 30 June 2008	\$1,948
Projected Working Funds Position as at 30 June 2008	\$1,948
Benchmark at 30 June 2007	\$1,789

In adopting the 2008/09 budget at its meeting 05/08 17 June 2008 (item GM 54) Council resolved to create an Interest Reserve of \$1,513,000 from Working Funds. This Reserve will be created during 2008/09.

Council's Working Funds position at 30 June 2008 was determined after making appropriate provision for doubtful debts.

Council's 2007/08 Budget was premised on a continuing ability to transfer funds to the Community Facilities Reserve from the surplus in Working Funds giving a total transfer of \$453,000.

GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Council's current Employee Leave Entitlement (ELE) Reserve balance at 30 June 2008 is \$1,780,000. This represents 19% of Council's total ELE liability.

After making the provisions and transfers to Reserves, and based on the financial reports presented for audit, Council's draft Working Funds position at 30 June 2008 is as follows:

Calculation – Working Funds	\$,000
Net Current Assets	51,388
Less External Restrictions	19,651
Less Internal Restrictions	16,012
Subtotal	15,725
Add: Current Liabilities to be sourced from other funds	10,516
Available Working Capital	26,241
Less: Internally Restricted Debtor	23,624
Draft Final Working Funds Position	2,617
Projected Working Funds Position	1,947
Surplus	670
Draft Benchmark at 30 June 2008	2,028

Council's Property Reserve will be significantly increased following the completion of the Tempe land sales. Unexpected legal requirements meant that the sale was not completed until 4 July 2008. The receipt of the cash sale proceeds will be reflected in the 2009 Accounts. Expected sale proceeds are shown as an internally restricted receivable in Note 7 to the Accounts.

The component of revoted projects proposed to be transferred to the Works-in-Progress Reserve and released to revoted projects during 2008/09 is subject to a further report to Council at this meeting.

GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008 For Decision

Council's Internally Restricted Reserves as at 30 June 2008 comprise:

Reserve	\$,000
Unexpended General Purpose Loans	7,464
Property Reserve	2,363
Works in Progress Reserve	2,125
Employee Leave Entitlement Reserve	1,780
Plant and Vehicle Replacement Reserve	1,717
Other	563
Total	16,012

Performance Indicators

Note 13 supporting the Annual Financial Statements contains a number of ratios that provide an indication of Council's financial health. These are:

Ratio	Indicator 2008	Comments
Unrestricted Current	3.73:1	This is a very healthy result increasing from 1.25:1 as
Ratio		at 30 June 2007. The improvement achieved in this
		ratio is due to the recognition as a receivable of
		proceeds from the sale of operational lands at Tempe.
Debt Service Ratio	9.94%	This ratio represents the percentage of operating
		revenue used to service debt and has increased from
		4.34% following the repayment of a \$6M interest
		only loan and will return to below 5% in the 2008/09
		financial year.
Rates & Annual Charges	42.23%	This is relatively low in comparison to 60.96% at 30
Coverage Ratio		June 2007. The decrease is due to the recognition of
		the sale of operational lands at Tempe as revenue and
		will return to approximately 61% in 2008/09.
Rates & Annual	4.02%	This represents the percentage of rates and charges
Charges, Interest and		outstanding at year end and has increased from 3.84%
Extra Charges		as at 30 June 2007. This is a reflection of the
Outstanding Percentage		relatively tougher economic circumstances that have
		developed since July 2007.
Building and	75.64%	This is a new ratio that represents investment in the
Infrastructure Renewals		Asset Renewals of existing assets as a proportion of
Ratio		depreciation expense.

Special Schedule 7 is an unaudited schedule relating to the condition of Public Works. The amounts currently reported in that Schedule are subject to further review.

GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

RECOMMENDATION:

THAT:

- 1. Council, by resolution, make the statement required by Section 413(2)(c) of the Act that in its opinion:
 - (a) the accompanying general purpose financial reports of the Council for the year ended 30 June 2008 have been drawn up to present fairly the Council's financial position and operating result for the year;
 - (b) the general purpose financial reports are in accordance with the accounting and other records of the Council;
 - (c) the general purpose financial reports are drawn up in accordance with the Local Government Act and Regulations, the Local Government Code of Accounting Practice and Financial Reporting, the Australian Accounting Standards and professional pronouncements; and
 - (d) no circumstances have arisen which would make the reports false or misleading in any way.
- 2. The statement be signed by the Mayor, a Councillor, the General Manager and the Responsible Accounting Officer, and attached to the Financial Reports;
- 3. The Financial Reports be submitted to Council's auditor in accordance with section 413(1) of the Act:
- 4. In anticipation of receiving the Auditor's Report, the meeting to be held on 21 October 2008 be set as the meeting at which the annual financial reports will be presented to the public; and
- 5. Council adopt the Reserve provisions proposed.

ATTACHMENT 1: Total 78 pages

Draft Financial Reports for the year ended 30 June 2008

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Marrickville Council

GENERAL PURPOSE FINANCIAL REPORT for the year ended 30 June 2008



"a diverse, vibrant and innovative community"

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

General Purpose Financial Report

- On the Conduct of the Audit (Sect 417 [3])

for the financial year ended 30 June 2008

Contents	Page
1. Statement by Councillors & Management	2
2. Primary Financial Statements:	
- Income Statement - Balance Sheet - Statement of Changes in Equity - Cash Flow Statement 3. Notes to the Financial Statements	3 4 5 6
4. Independent Auditor's Reports:	
- On the Financial Report (Sect 417 [2])	

Overview

- (I) This Financial Report covers the consolidated operations for Marrickville Council.
- (III) Marrickville Council is a body corporate of NSW, Australia being constituted as a Local Government area by proclamation and is duly empowered by the Local Government Act (LGA) 1993 of NSW.

Council's Statutory Charter is specified in Section 8 of the LGA and includes;

- carrying out activities and providing goods, services & facilities appropriate to the current & future needs of the Local community and of the wider public
- responsibility for administering regulatory requirements under the LGA and other applicable legislation, &
- · a role in the management, improvement and development of the resources of the local government area.

A description of nature of Council's operations and its principal activities are provided in Note 2(b).

- (III) All figures presented in this Financial Report represent Australian Currency.
- (IV) This Financial Report was authorised for issue by the Council on 19/08/2008. Council has the power to amend and reissue the financial report.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

General Purpose Financial Report for the financial year ended 30 June 2008

Statement by Councillors and Management made pursuant to Section 413(2)(c) of the Local Government Act 1993 (as amended)

The attached General Purpose Financial Report has been prepared in accordance with:

- . The Local Government Act 1993 (as amended) and the Regulations made thereunder,
- . The Australian Accounting Standards and professional pronouncements, and
- The Local Government Code of Accounting Practice and Financial Reporting.

To the best of our knowledge and belief, this Report:

- · presents fairly the Council's operating result and financial position for the year, and
- accords with Council's accounting and other records.

We are not aware of any matter that would render this Report false or misleading in any way.

Signed in accordance with a resolution of Council made on 19 August 2008.

CIr Dimitrios Thanos MAYOR	Clr Fiona Byrne COUNCILLOR
Kim Anson GENERAL MANAGER	Brian Barrett RESPONSIBLE ACCOUNTING OFFICER

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Income Statement

for the financial year ended 30 June 2008

Budget ⁽¹⁾ 2008	\$ '000	Notes	Actual 2008	Actual 2007
	ncome from Continuing Operations			
_	Revenue:		40.050	40.700
	Rates & Annual Charges	3a 3b	43,058	40,790 9.664
	Jser Charges & Fees nterest & Investment Revenue		10,870	-,
-	nterest & investment Revenue Other Revenues	3c 3d	2,846 5,446	2,249 4,701
			-	7,598
	Grants & Contributions provided for Operating Purposes Grants & Contributions provided for Capital Purposes	3e,f 3e,f	7,428 2.823	1,502
	Other Income:	36,1	2,023	1,502
		5	29.689	414
	Net gains from the disposal of assets Share of interests in Joint Ventures & Associated Entities	0	29,009	414
		40		
<u> </u>	sing the Equity Method	19		
69,013	Total Income from Continuing Operations		101,960	66,916
	Expanses from Continuing Operations			
	Expenses from Continuing Operations	4-	24.000	34.598
-	Employee Benefits & On-Costs Borrowing Costs	4a 4b	34,866 1.462	1.014
	Materials & Contracts			
		4c	21,581 7.590	18,531 7.297
_	Depreciation & Amortisation	4d 4d	7,090	1,281
	mpairment		4.040	4 400
	Other Expenses nterest & Investment Losses	4e 3c	4,242	4,423
-			-	-
	Net Losses from the Disposal of Assets	5	-	-
	Share of interests in Joint Ventures & Associates	40		450
	ising the Equity Method	- 19	244	452
72,442	Total Expenses from Continuing Operations		69,985	66,315
(3,429)	Operating Result from Continuing Operations		31,975	601
	Discontinued Operations			
		24		
<u> </u>	Net Profit/(Loss) from Discontinued Operations	- 24		
(3,429)	Net Operating Result for the Year		31,975	601
(3,429) N	let Operating Result attributable to Council		31.975	601
	let Operating Result attributable to Minority Interests		31,873	-
	······································			
	let Operation Persuit for the year before Courts and			
	let Operating Result for the year before Grants and Contributions provided for Capital Purposes		29,152	(901)
(0,083)	contributions provided for Capital Eurposes		28,102	(801

⁽¹⁾ Original Budget as approved by Council - refer Note 16

This report should be read in conjunction with the accompanying Notes.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Balance Sheet

as at 30 June 2008

\$ '000	Notes	Actual 2008	Actual 2007
ASSETS			
Current Assets			
Cash & Cash Equivalents	6a	6,670	7,744
Investments	6b	34,433	31,495
Receivables	7	27,188	4,828
Inventories	8	217	171
Other	8	8	194
Non-current assets classified as "held for sale"	22		-
Total Current Assets	_	68,514	44,432
Non-Current Assets			
Investments	6b	-	-
Receivables	7	-	-
Inventories	8	-	-
Infrastructure, Property, Plant & Equipment	9	680,571	530,629
Investments Accounted for using the equity method	19	1,029	744
Investment Property	14	-	-
Intangible Assets	25	-	-
Non-current assets classified as "held for sale"	22	-	-
Other Table New Comment Assets	8		504.070
Total Non-Current Assets	-	681,600	531,373
TOTAL ASSETS	-	750,114	575,805
LIABILITIES			
Current Liabilities			
Payables	10	5,928	8,333
Borrowings	10	2,040	7,991
Provisions	10	9,158	8,695
Total Current Liabilities	-	17,126	25,019
Non-Current Liabilities			
Payables	10	-	-
Interest Bearing Liabilities	10	14,650	14,991
Provisions	10	1,138	1,009
Total Non-Current Liabilities	-	15,788	16,000
TOTAL LIABILITIES	-	32,914	41,019
Net Assets		717,200	534,786
EQUITY			
Retained Earnings	20	566,761	534,786
Revaluation Reserves	20	150,439	-
Total Equity		717,200	534,786
· otal Equity		,200	557,750

This report should be read in conjunction with the accompanying Notes.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Statement of Changes in Equity

for the financial year ended 30 June 2008

		Retained	Reserves	Council Equity	Minority	Total
\$ '000	Notes	Earnings	(Refer 20b)	Interest	Interest	Equity
2008						
Opening Balance (as per Last Year's Audited Accounts)	534,119	-	534,119		534,119
a. Correction of Prior Period Errors	20 (c)	667	-	667	-	667
b. Changes in Accounting Policies (prior year effects)	20 (d)	_	-		-	-
Revised Opening Balance (as at 1/7/07)		534,786	-	534,786	-	534,786
c. Current Year Income & Expenses Recognised direct to Equity						
- Transfers to/(from) Asset Revaluation Reserve	20b (II)	-	150,439	150,439	-	150,439
- Transfers to/(from) Other Reserves	20b (II)	-	-	-	-	-
- Other Income/Expenses recognised	20b (II)	-	-	-	-	-
- Other Adjustments	20b (II)	_	-	-	-	-
Net Income Recognised Directly in Equity		-	150,439	150,439	-	150,439
d. Net Operating Result for the Year		31,975	-	31,975	-	31,975
Total Recognised Income & Expenses (c&d)		31,975	150,439	182,414	-	182,414
e. Distributions to/(Contributions from) Minority Interests	;	-	-	-	-	-
Equity - Balance at end of the reporting pe	riod	566,761	150,439	717,200	-	717,200
				Council		
		Retained	Reserves	Equity	Minority	Total
\$ '000	Notes	Earnings	(Refer 20b)	Interest	Interest	Equity
2007						

				Council		
		Retained	Reserves	Equity	Minority	Total
\$ '000	Notes	Earnings	(Refer 20b)	Interest	Interest	Equity
2007						
Opening Balance (as per Last Year's Audited Accounts)	,	533,518	-	533,518	-	533,518
a. Correction of Prior Period Errors	20 (c)	667	-	667	-	667
b. Changes in Accounting Policies (prior year effects)	20 (d)	-	-	-	-	-
Revised Opening Balance (as at 1/7/06)		534,185	-	534,185	-	534,185
c. Current Year Income & Expenses Recognised						
direct to Equity						
- Transfers to/(from) Asset Revaluation Reserve	20b (II)	-	-	-	-	-
- Transfers to/(from) Other Reserves	20b (II)	-	-	-	-	-
 Other Income/Expenses recognised 	20b (II)	-	-	-	-	-
- Other Adjustments	20b (II)	-	-	-	-	-
Net Income Recognised Directly in Equity		-	-	-	-	-
d. Net Operating Result for the Year		601	_	601	-	601
Total Recognised Income & Expenses (c&d)		601		601	-	601
e. Distributions to/(Contributions from) Minority Interests		-	-		-	-
f. Transfers between Equity			-		-	-
Equity - Balance at end of the reporting pe	riod	534,786	_	534,786	-	534,786

This report should be read in conjunction with the accompanying Notes.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Cash Flow Statement

for the financial year ended 30 June 2008

Budget 2008	\$ '000	Notes	Actual 2008	Actual 2007
	Cash Flows from Operating Activities			
40.004	Receipts:		40.000	45.555
42,231	Rates & Annual Charges		42,898	40,288
10,030	User Charges & Fees		(11,677)	9,242
1,894	Interest & Investment Revenue Received		2,670	2,171
8,345 4,652	Grants & Contributions		10,286 5,565	9,171 5.241
4,052	Other		5,505	5,241
(20.272)	Payments:		(24.224)	(24.141)
(19,640)	Employee Benefits & On-Costs Materials & Contracts		(34,334) (21,494)	(34,141)
	Borrowing Costs		(1,482)	(18,037) (1,014)
(4,976)	· ·		(6,383)	(1,497)
(4,870)	Other		(0,303)	(1,787)
2,783	Net Cash provided (or used in) Operating Activities	11b	(13,911)	11,424
	Cook Floor from Investiga Authorities			
	Cash Flows from Investing Activities			
1,861	Receipts:		32.582	1.732
1,001	Sale of Infrastructure, Property, Plant & Equipment Payments:		32,362	1,732
	Purchase of Investment Securities		(2.938)	(5,200)
(11.832)	Purchase of Infrastructure, Property, Plant & Equipment		(9,986)	(10,218)
(11,032)	Purchase of Interests in Joint Ventures & Associates		(529)	(10,210)
-	Contributions Paid to Joint Ventures & Associates		(528)	(529)
-	Contributions Paid to Joint Ventures & Associates		-	(528)
(9,771)	Net Cash provided (or used in) Investing Activities		19,129	(14,215)
	Cash Flows from Financing Activities			
	Receipts:			
1,703	Proceeds from Borrowings & Advances		1,703	8,512
	Payments:			
(7,990)	Repayment of Borrowings & Advances		(7,995)	(1,644)
(990)	Repayment of Finance Lease Liabilities		-	-
(7,277)	Net Cash Flow provided (used in) Financing Activities		(6,292)	6,868
(1,211)	Net Cash Flow provided (used in) Financing Activities		(0,232)	0,000
(14,265)	Net Increase/(Decrease) in Cash & Cash Equiva	lents	(1,074)	4,077
7,744	plus: Cash & Cash Equivalents - beginning of year	11a	7,744	3,667
(6,521)	Cash & Cash Equivalents - end of the year	11a	6,670	7,744
(0,021)	The second and the second of t		0,0.0	1,177

Please refer to Note 11 for information on the following:

- Non Cash Financing & Investing Activities.
- Financing Arrangements.
- Net cash flow disclosures relating to any Discontinued Operations

This report should be read in conjunction with the accompanying Notes.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Contents of the Notes accompanying the Financial Statements

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n/a - not applicable

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Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies

The principal accounting policies adopted by Council in the preparation of this financial report are set out below in order to assist in its general understanding.

Under Australian Equivalents to International Financial Reporting Standards (AIFRS), accounting policies are defined as those specific principles, bases, conventions, rules and practices applied by a reporting entity (in this case Council) in preparing and presenting it's financial reports.

(a) Basis of preparation

(i) Background

This financial report is a general purpose financial report which has been prepared in accordance with;

- applicable Australian equivalents to International Financial Reporting Standards (AIFRSs),
- other authoritative pronouncements of the Australian Accounting Standards Board,
- Urgent Issues Group Interpretations,
- the Local Government Act (1993) and Regulations and
- the Local Government Code of Accounting Practice and Financial Reporting.

(ii) Compliance with International Financial Reporting Standards (IFRSs)

Australian Accounting Standards (AASB's) include Australian equivalents to International Financial Reporting Standards (IFRS's).

Because AASB's are sector neutral, some standards either (i) have local Australian content and prescription that is specific to the Not-For-Profit sector (including Local Government) which are not in compliance with IFRS's or (ii) specifically exclude application by Not for Profit entities.

Examples include;

- excluding Local Government from applying AASB 120 (IAS 20) for Grant Accounting and AASB 118 (IAS 18) for Segment Reporting, &
- different requirements on (a) Impairment of Assets relating to Not-For-Profit AASB 136 (IAS 36) and (b) IAS 116 (IAS 16) regarding accounting for the Revaluation of Assets.

Accordingly in preparing this Financial Report and Accompanying Notes, Council has been unable to comply fully with International Accounting Standards, but has complied fully with Australian Accounting Standards.

Under the Local Government Act, Regulations and Local Government Code of Accounting Practice & Financial Reporting, it should be noted that Councils in NSW only have a requirement to comply with Australian Accounting Standards.

(iii) Application of AAS 27

Council is required to comply with AAS 27 – "Financial Reporting by Local Government", and where AAS 27 conflicts with AIFRS, the requirements of AAS 27 have been applied.

Where AAS 27 makes reference to another Australian accounting standard, the new Australian IFRS equivalent standards will apply and in particular any specific "not for profit" reporting requirements.

(iv) Basis of Accounting

These financial statements have been prepared on an historical cost basis except for (i) financial assets and liabilities at fair value through profit or loss, available-for-sale financial assets and investment properties which are all valued at fair value, (ii) the write down of any Asset on the basis of Impairment (if warranted) and (iii) certain classes of Infrastructure, property, plant & equipment.

The accrual basis of accounting has also been applied in their preparation.

(v) Changes in Accounting Policies

Council's accounting policies have been consistently applied to all the years presented, unless otherwise stated.

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Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies (continued)

Unless otherwise stated, there have also been no changes in accounting policies when compared with previous financial reports.

(vi) Critical Accounting Estimates

The preparation of this financial report (and financial statements) in conformity with AIFRS requires the use of certain critical accounting estimates.

It also requires management to exercise its judgement in the process of applying the Council's accounting policies.

(b) Revenue recognition

Revenue is measured at the fair value of the consideration received or receivable.

Revenue is measured on major income categories as follows:

Rates, Annual Charges, Grants and Contributions

Rates, annual charges, grants and contributions (including developer contributions) are recognised as revenues when the Council obtains control over the assets comprising these receipts.

Control over assets acquired from rates and annual charges is obtained at the commencement of the rating year as it is an enforceable debt linked to the rateable property or, where earlier, upon receipt of the rates.

A provision for doubtful debts on rates has not been established as unpaid rates represent a charge against the rateable property that will be recovered when the property is next sold.

Control over granted assets is normally obtained upon their receipt (or acquittal) or upon earlier notification that a grant has been secured, and is valued at their fair value at the date of transfer.

Income from Contributions is recognised when the Council either obtains control of the contribution or the right to receive it, and (i) it is probable that the economic benefits comprising the contribution will flow to the Council and (ii) the amount of the contribution can be measured reliably.

Where grants or contributions recognised as revenues during the financial year were obtained on condition that they be expended in a particular manner or used over a particular period and those conditions were undischarged at balance date, the unused grant or contribution is disclosed in Note 3(g).

Note 3(g) also discloses the amount of unused grant or contribution from prior years that was expended on Council's operations during the current year.

The Council has obligations to provide facilities from contributions required from developers under the provisions of S94 of the EPA Act 1991.

Whilst Council generally incorporates these amounts as part of A Development Consents Orders, such developer contributions are only recognised as income upon their physical receipt by Council, due to the possibility that individual Development Consents may not be acted upon by the applicant or payable to Council.

Developer contributions may only be expended for the purposes for which the contributions were required but the Council may apply contributions according to the priorities established in work schedules.

A detailed Note relating to developer contributions can be found at Note 17.

User Charges, Fees and Other Income

User charges, fees and other income (including parking fees and fines) are recognised as revenue when the service has been provided, the payment is received, or when the penalty has been applied, whichever first occurs.

A provision for doubtful debt is recognised when collection in full is no longer probable.

A liability is recognised in respect of revenue that is reciprocal in nature to the extent that the requisite service has not been provided as at balance date.

Sale of Infrastructure, Property, Plant and Equipment

The profit or loss on sale of an asset is determined when control of the asset has irrevocably passed to the buyer.

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Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies (continued)

Interest and Rents

Rents are recognised as revenue on a proportional basis when the payment is due, the value of the payment is notified, or the payment is received, whichever first occurs.

Interest Income from Cash & Investments is accounted for using the Effective Interest method in accordance with AASB 139.

(c) Principles of Consolidation

These Financial Reports incorporate (i) the assets and liabilities of Council and any entities (or operations) that it controls (as at 30/6/08) and (ii) all the related operating results (for the financial year ended the 30th June 2008).

The Financial Reports also include Council's share of the assets, liabilities, income and expenses of any Jointly Controlled Operations under the appropriate headings.

In the process of reporting on Council's activities as a single unit, all inter-entity year end balances and reporting period transactions have been eliminated in full between Council and its controlled entities.

(i) The Consolidated Fund

In accordance with the provisions of Section 409(1) of the LGA 1993, all money and property received by Council is held in the Council's Consolidated Fund unless it is required to be held in the Council's Trust Fund.

The consolidated fund and other entities through which the Council controls resources to carry on its functions have been included in the financial statements forming part of this report.

The following entities have been included as part of the Consolidated fund:

Councils General Purpose Operations

(ii) The Trust Fund

In accordance with the provisions of Section 411 of the Local Government Act 1993 (as amended), a separate and distinct Trust Fund is maintained to

account for all money and property received by the Council in trust which must be applied only for the purposes of or in accordance with the trusts relating to those monies.

Trust monies and property subject to Council's control have been included in these reports.

Trust monies and property held by Council but not subject to the control of Council, have been excluded from these reports.

A separate statement of monies held in the Trust Fund is available for inspection at the Council office by any person free of charge.

(iii) Joint Venture Entities

Jointly Controlled Assets

The proportionate interests in the assets, liabilities and expenses of a Joint Venture Activity have been incorporated in the financial statements under the appropriate headings.

Jointly Controlled Entities

Council is a member of an insurance group named metro Pool. Metro Pool provides public liability and professional indemnity insurance coverage for a number of Councils. Council's interest in this joint venture is disclosed in Note 19 to the General Purpose Financial Report.

Under the equity method, the share of the profits or losses of the partnership is recognised in the income statement, and the share of movements in reserves is recognised in reserves in the balance sheet.

(iv) Associated Entities

Where Council has the power to participate in the financial and operating decisions (of another entity), ie. where Council is deemed to have "significantly influence" over the other entities operations but neither controls nor jointly controls the entity, then Council accounts for such interests using the Equity Method of Accounting – in a similar fashion to Joint Venture Entities.

Such entities are usually termed "Associates".

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For Decision

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Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies (continued)

(v) County Councils

Council is not a member of any County Councils.

(vi) Additional Information

Note 19 provides more information in relation to Joint Venture Entities, Associated Entities and Joint Venture Operations where applicable.

(d) Leases

Operating Leases

Leases in which a significant portion of the risks and rewards of ownership are retained by the lessor are classified as operating leases.

Payments made under operating leases (net of any incentives received from the lessor) are charged to the income statement on a straight-line basis over the period of the lease.

Lease income from operating leases is recognised in income on a straight-line basis over the lease term.

(e) Cash and Cash Equivalents

Cash and cash equivalents includes:

- cash on hand.
- deposits held at call with financial institutions,
- other short-term, highly liquid investments with original maturities of three months or less that are readily convertible to known amounts of cash and which are subject to an insignificant risk of changes in value, and
- bank overdrafts.

Bank overdrafts are shown within borrowings in current liabilities on the balance sheet.

(f) Investments and Other Financial Assets

Council (in accordance with AASB 139) classifies each of its investments into one of the following categories for measurement purposes:

- financial assets at fair value through profit or loss.
- loans and receivables,
- held-to-maturity investments, and
- available-for-sale financial assets.

Each classification depends on the purpose/intention for which the investment was acquired.

Management determines each Investment classification at the time of initial recognition and reevaluates this designation at each reporting date.

(i) Financial assets at fair value through profit

Financial assets at fair value through profit or loss are financial assets held for trading.

A financial asset is classified in this category if acquired principally for the purpose of selling in the short term.

Derivatives are classified as held for trading unless they are designated as hedges.

Assets in this category are classified as current assets as they are primarily held for trading &/or are expected to be realised within 12 months of the balance sheet date.

(ii) Loans and receivables

Loans and receivables are non derivative financial assets with fixed or determinable payments that are not quoted in an active market.

They arise when the Council provides money, goods or services directly to a debtor with no intention (or in some cases ability) of selling the resulting receivable.

They are included in current assets, except for those with maturities greater than 12 months after the balance sheet date which are classified as noncurrent assets.

(iii) Held-to-maturity investments

Held-to-maturity investments are non-derivative financial assets with fixed or determinable payments

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For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies (continued)

and fixed maturities that the Council's management has the positive intention and ability to hold to maturity.

In contrast to the "Loans & Receivables" classification, these investments are generally quoted in an active market.

Held-to-maturity financial assets are included in non-current assets, except for those with maturities less than 12 months from the reporting date, which are classified as current assets.

(iv) Available-for-sale financial assets

Available-for-sale financial assets are nonderivatives that are either designated in this category or not classified in any of the other categories.

Investments are designated as available-for-sale if they do not have fixed maturities and fixed or determinable payments and management intends to hold them for the medium to long term.

Accordingly, this classification principally comprises marketable equity securities.

They are generally included in non-current assets unless management intends to dispose of the investment within 12 months of the balance sheet date or the term to maturity from the reporting date is less than 12 months.

General Accounting & Measurement of Financial Instruments:

(i) Initial Recognition

Investments are initially recognised (and measured) at fair value, plus in the case of investments not at "fair value through profit or loss", directly attributable transactions costs

Purchases and sales of investments are recognised on trade-date - the date on which the Council commits to purchase or sell the asset.

Financial assets are derecognised when the rights to receive cash flows from the financial assets have expired or have been transferred and the Council has transferred substantially all the risks and rewards of ownership.

(ii) Subsequent Measurement

Available-for-sale financial assets and financial assets at fair value through profit and loss are subsequently carried at fair value.

Loans and receivables and held-to-maturity investments are carried at amortised cost using the effective interest method.

Realised and unrealised gains and losses arising from changes in the fair value of the financial assets classified as "fair value through profit or loss" category are included in the income statement in the period in which they arise.

Unrealised gains and losses arising from changes in the fair value of non monetary securities classified as available-for-sale are recognised in equity in the available-for-sale investments revaluation reserve.

When securities classified as available-for-sale are sold or impaired, the accumulated fair value adjustments are included in the income statement as gains and losses from investment securities.

The fair values of quoted investments are based on current bid prices. If the market for a financial asset is not active (and for unlisted securities), the Council establishes fair value by using valuation techniques.

These include reference to the fair values of recent arm's length transactions, involving the same instruments or other instruments that are substantially the same, discounted cash flow analysis, and option pricing models refined to reflect the issuer's specific circumstances.

Council assesses at each balance date whether there is objective evidence that a financial asset or group of financial assets is impaired.

In the case of equity securities classified as available-for-sale, a significant or prolonged decline in the fair value of a security below its cost is considered in determining whether the security is impaired.

If any such evidence exists for available-for-sale financial assets, the cumulative loss - measured as the difference between the acquisition cost and the current fair value, less any impairment loss on that financial asset previously recognised in profit and loss - is removed from equity and recognised in the income statement.

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For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies (continued)

Impairment losses recognised in the income statement on equity instruments are not reversed through the income statement.

(iii) Types of Investments

Council has an approved Investment Policy in order to undertake its investment of money in accordance with Section 625 of the Local Government Act and S212 of the LG (General) Regulations 2005.

Investments are placed and managed in accordance with the Policy and having particular regard to authorised investments prescribed under the Local Government Investment Order.

Council maintains its Investment Policy in compliance with the Act and ensures that it or its representatives exercise care, diligence and skill that a prudent person would exercise in investing council funds.

(g) Fair Value estimation

The fair value of financial assets and financial liabilities must be estimated for recognition and measurement or for disclosure purposes.

The fair value of financial instruments traded in active markets is based on quoted market prices at the balance sheet date.

The fair value of financial instruments that are not traded in an active market is determined using valuation techniques.

Council uses a variety of methods and makes assumptions that are based on market conditions existing at each balance date.

Quoted market prices or dealer quotes for similar instruments are used for long-term debt instruments held.

Other techniques, such as estimated discounted cash flows, are used to determine fair value for the remaining financial instruments.

The nominal value less estimated credit adjustments of trade receivables and payables are assumed to approximate their fair values. The fair value of financial liabilities for disclosure purposes is estimated by discounting the future contractual cash flows at the current market interest rate that is available to the Council for similar financial instruments.

(h) Receivables

Receivables are initially recognised at fair value and subsequently measured at amortised cost, less provision for doubtful debts.

Receivables (excluding Rates & Annual Charges) are generally due for settlement no more than 30 days from the date of recognition.

The collectibility of receivables is reviewed on an ongoing basis. Debts which are known to be uncollectible are written off in accordance with Councils policy.

A provision for doubtful receivables is established when there is objective evidence that the Council will not be able to collect all amounts due according to the original terms of each receivable.

The amount of the provision is the difference between the asset's carrying amount and the present value of estimated future cash flows, discounted at the effective interest rate.

(i) Inventories

Raw Materials and Stores, Work in Progress and Finished Goods

Raw materials and stores, work in progress and finished goods in respect of business undertakings are all stated at the lower of cost and net realisable value.

Cost comprises direct materials, direct labour and an appropriate proportion of variable and fixed overhead expenditure, the latter being allocated on the basis of normal operating capacity.

Costs are assigned to individual items of inventory on the basis of weighted average costs.

Net realisable value is the estimated selling price in the ordinary course of business less the estimated

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Financial Report 2008

Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies (continued)

costs of completion and the estimated costs necessary to make the sale.

Inventories held in respect of non-business undertakings have been valued at cost subject to adjustment for loss of service potential.

Land Held for Resale/Capitalisation of Borrowing Costs

Land held for resale is stated at the lower of cost and net realisable value. Cost is assigned by specific identification and includes the cost of acquisition, and development and borrowing costs during development.

When development is completed borrowing costs and other holding charges are expensed as incurred.

Borrowing costs included in the cost of land held for resale are those costs that would have been avoided if the expenditure on the acquisition and development of the land had not been made.

Borrowing costs incurred while active development is interrupted for extended periods are recognised as expenses.

(j) Infrastructure, Property, Plant and Equipment (I,PP&E)

Acquisition of assets

Council's non current assets are being progressively revalued to fair value in accordance with a staged implementation as advised by the Department of Local Government.

At balance date, the following classes of I,PP&E were stated at their Fair Value;

- Investment Properties which are valued at Fair Value – refer Note 1(k), and
- Water and Sewerage Networks which are carried at Fair Value (generally based upon Depreciated Replacement Cost).
- Operational Land (External Valuation)
- Buildings Specialised/Non Specialised (External Valuation)

Plant and Equipment (as approximated by depreciated historical cost)

The remaining asset classes to be revalued in future reporting periods include;

- 2008/09: Roads, bridges, footpaths and drainage, land improvements, other structures and other assets
- 2009/10: Community land

Until these designated future reporting periods, the above asset classes are stated at cost (or deemed cost) less accumulated depreciation and any accumulated impairment losses.

Initial Recognition

On initial recognition, an assets cost is measured at its fair value, plus all expenditure that is directly attributable to the acquisition.

Where settlement of any part of an assets cash consideration is deferred, the amounts payable in the future are discounted to their present value as at the date of recognition to arrive at fair value.

The discount rate used is the Council's incremental borrowing rate, being the rate at which a similar borrowing could be obtained from an independent financier under comparable terms and conditions.

Where infrastructure, property, plant and equipment assets are acquired for no cost or for an amount other than cost, the assets are recognised in the financial report at their fair value at acquisition date being the amount that the asset could have been exchanged between knowledgeable willing parties in an arm's length transaction.

Subsequent costs

Subsequent costs are included in the asset's carrying amount or recognised as a separate asset, as appropriate, only when it is probable that future economic benefits associated with the item will flow to Council and the cost of the item can be measured reliably.

All other repairs and maintenance are charged to the income statement during the financial period in which they are incurred.

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Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies (continued)

Asset Revaluations

In accounting for Asset Revaluations relating to Infrastructure, Property, Plant & Equipment:

- Increases in the carrying amounts arising on revaluation are credited to the asset revaluation reserve.
- . To the extent that the increase reverses a decrease previously recognising profit or loss, the increase is first recognised in profit or loss.
- Decreases that reverse previous increases of the same asset are first charged against revaluation reserves directly in equity to the extent of the remaining reserve attributable to the asset, with all other decreases charged to the Income statement.

Capitalisation Thresholds

Items of infrastructure, property, plant and equipment are not capitalised unless their cost of acquisition exceeds the following:

Land - council land

- council land	100% Capitalised		
- open space	100% Capitalised		
- land under roads	100% Capitalised		
	<u> </u>		

Plant & Equipment

Office Furniture	> \$2,000
Office Equipment	> \$2,000
Other Plant &Equipment	> \$2,000

Buildings & Land Improvements

> \$2.000 Park Furniture & Equipment

- construction/extensions	100% Capitalised
- renovations	> \$5,000
Other Structures	> \$5,000

Stormwater Assets

Drains & Culverts	> \$5,000
Other	> \$5,000

Transport Assets

Road construction & reconstruction	> \$5,000
Reseal/Re-sheet & major repairs:	> \$5,000

Depreciation

Depreciation on Councils infrastructure, property, plant and equipment assets is calculated using the straight line method in order to allocate an assets cost (net of their residual values) over its estimated useful life.

Land is not depreciated.

The range of estimated useful lives for Councils assets include:

5 to 10 years

Plant & Equipment

- Office Equipment	J to 10 years
- Office furniture	5 to 10 years
- Computer Equipment	4 years
Vehicles	
 Heavy Plant/Road Making equip. 	5 to 10 years
- Other plant and equipment	5 to 10 years

Other Equipment

Playground	equipment	5 years

Buildings

Buildings	50 years
-----------	----------

Stormwater Drainage

atomiwater brainage	
- Drains	50 to 100 years
- Culverts	50 to 100 years
- Flood Control Structures	50 to 100 years

Transportation Assets

- Roads	100 years
- Bridges	80 years
- Footpaths	50 years
- Kerb & Gutter	70 years
- Crossings	70 years
- Traffic Devices	100 years

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Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies (continued)

All asset residual values and useful lives are reviewed, and adjusted if appropriate, at each balance sheet date.

An asset's carrying amount is written down immediately to its recoverable amount if the asset's carrying amount is greater than its estimated recoverable amount – refer Note 1 (p) on Asset Impairment.

Disposal and De-recognition

An item of property, plant and equipment is derecognised upon disposal or when no further future economic benefits are expected from its use or disposal.

Any gain or loss arising on derecognition of the asset (calculated as the difference between the net disposal proceeds and the carrying amount of the asset) is included in Council's Income Statement in the year the asset is derecognised.

(k) Intangible Assets

IT development and software

Costs incurred in developing products or systems and costs incurred in acquiring software and licenses that will contribute to future period financial benefits through revenue generation and/or cost reduction are capitalised to software and systems.

Costs capitalised include external direct costs of materials and service, direct payroll and payroll related costs of employees' time spent on the project.

Amortisation is calculated on a straight line basis over periods generally ranging from 3 to 5 years.

IT development costs include only those costs directly attributable to the development phase and are only recognised following completion of technical feasibility and where Council has an intention and ability to use the asset.

(I) Crown Reserves

Crown Reserves under Council's care and control are recognised as assets of the Council.

While ownership of the reserves remains with the Crown, Council retains operational control of the reserves and is responsible for their maintenance and use in accordance with the specific purposes to which the reserves are dedicated.

Improvements on Crown Reserves are also recorded as assets, while maintenance costs incurred by Council and revenues relating the reserves are recognised within Council's Income Statement.

A working party of interested representatives from both State and Local Government is being formed to consider the accounting issues related to the Crown Reserves, with the intention of developing a consistent approach to their recognition and future accounting treatment across both tiers of government.

(m) Investment property

Investment property comprises land &/or buildings that are principally held for long-term rental yields or capital gains (or both) and is not occupied by Council.

Investment property is carried at fair value, representing an open-market value determined annually by external valuers.

Annual changes in the fair value of Investment Properties are recorded in the Income Statement as part of "Other Income".

Full revaluations are carried out every three years with an appropriate index utilised each year in between the full revaluations.

(n) Land

Land in accordance with Part 2 of Chapter 6 of the Local Government Act (1993) is classified on purchase as either Operational or Community.

This classification of Land is disclosed in Note 9(a).

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

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Financial Report 2008

Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies (continued)

(o) Land under roads

Council has elected not to recognise land under roads in accordance with the deferral arrangements available to it under AASB 1045.

These deferral arrangements cease to apply as of 1 July 2008.

(p) Provisions for close down, restoration and for environmental clean up costs – including Tips and Quarries

Close down, Restoration and Remediation costs include the dismantling and demolition of infrastructure, the removal of residual materials and the remediation of disturbed areas.

Estimated close down and restoration costs are provided for in the accounting period when the obligation arising from the related disturbance occurs, whether this occurs during the development or during the operation phase, based on the net present value of estimated future costs.

Provisions for close down and restoration costs do not include any additional obligations which are expected to arise from future disturbance.

Costs are estimated on the basis of a closure plan.

The cost estimates are calculated annually during the life of the operation to reflect known developments, eg updated cost estimates and revisions to the estimated lives of operations, and are subject to formal review at regular intervals.

Close down, Restoration and Remediation costs are a normal consequence of tip and quarry operations, and the majority of close down and restoration expenditure is incurred at the end of the life of the operations.

Although the ultimate cost to be incurred is uncertain, Council estimates the respective costs based on feasibility and engineering studies using current restoration standards and techniques.

The amortisation or 'unwinding' of the discount applied in establishing the net present value of provisions is charged to the income statement in each accounting period. This amortisation of the discount is shown as a borrowing cost.

Other movements in the provisions for Close down, Restoration and Remediation costs including those resulting from new disturbance, updated cost estimates, changes to the estimated lives of operations and revisions to discount rates are capitalised within property, plant and equipment.

These costs are then depreciated over the lives of the assets to which they relate.

Where rehabilitation is conducted systematically over the life of the operation, rather than at the time of closure, provision is made for the estimated outstanding continuous rehabilitation work at each balance sheet date and the cost is charged to the income statement.

Provision is made for the estimated present value of the costs of environmental clean up obligations outstanding at the balance sheet date.

These costs are charged to the income statement.

Movements in the environmental clean up provisions are presented as an operating cost, except for the unwind of the discount which is shown as a borrowing cost.

Remediation procedures generally commence soon after the time the damage, remediation process and estimated remediation costs become known, but may continue for many years depending on the nature of the disturbance and the remediation techniques.

As noted above, the ultimate cost of environmental remediation is uncertain and cost estimates can vary in response to many factors including changes to the relevant legal requirements, the emergence of new restoration techniques or experience at other locations.

The expected timing of expenditure can also change, for example in response to changes in quarry reserves or production rates.

As a result there could be significant adjustments to the provision for close down and restoration and environmental clean up, which would affect future financial results.

Specific Information relating to Councils provisions relating to Close Down, Restoration and Remediation costs can be found at Note 21.

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Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies (continued)

(q) Non-current assets held for sale

Non-current assets are classified as held for sale and stated at the lower of their carrying amount and fair value less costs to sell if their carrying amount will be recovered principally through a sale transaction rather than through continuing use.

The exception to this is plant and motor vehicles which are turned over on a regular basis.

Plant and motor vehicles are retained in Non Current Assets under the classification of Infrastructure, Property, Plant and Equipment unless the assets are to be traded in after 30 June and the replacement assets were already purchased and accounted for as at 30 June.

For any assets classified as "Non Current Assets Held for Sale", an impairment loss is recognised where the assets carrying value is greater than its fair value less costs to sell.

Non-current assets are not depreciated or amortised while they are classified as held for sale.

Non-current assets classified as held for sale are presented separately from the other assets in the balance sheet.

(r) Impairment of assets

Assets that are subject to amortisation are reviewed for impairment whenever events or changes in circumstances indicate that the carrying amount may not be recoverable.

An impairment loss is recognised for the amount by which the asset's carrying amount exceeds its recoverable amount.

The recoverable amount is the higher of an asset's fair value less costs to sell and value in use.

For non-cash generating assets of Council such as roads, drains, public buildings etc - value in use is represented by the "deprival value" of the asset which is approximated as it's written down replacement cost.

Assets that have an indefinite useful life are not subject to amortisation and are tested annually for impairment.

(s) Payables

These amounts represent liabilities and include goods and services provided to the Council prior to the end of financial year which are unpaid.

The amounts for goods and services are unsecured and are usually paid within 30 days of recognition.

(t) Borrowings

Borrowings are initially recognised at fair value, net of transaction costs incurred.

Borrowings are subsequently measured at amortised cost

Amortisation results in any difference between the proceeds (net of transaction costs) and the redemption amount being recognised in the Income Statement over the period of the borrowings using the effective interest method.

Borrowings are classified as current liabilities unless the Council has an unconditional right to defer settlement of the liability for at least 12 months after the balance sheet date.

(u) Borrowing costs

Borrowing costs incurred for the construction of any qualifying asset are capitalised during the period of time that is required to complete and prepare the asset for its intended use or sale. Other borrowing costs are expensed.

The capitalisation rate used to determine the amount of borrowing costs to be capitalised is the weighted average interest rate applicable to the Council's outstanding borrowings during the year.

(v) Provisions

Provisions for legal claims and service warranties are recognised when:

- Council has a present legal or constructive obligation as a result of past events;
- it is more likely than not that an outflow of resources will be required to settle the obligation; and

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies (continued)

the amount has been reliably estimated.

Provisions are not recognised for future operating losses.

Where there are a number of similar obligations, the likelihood that an outflow will be required in settlement is determined by considering the class of obligations as a whole.

A provision is recognised even if the likelihood of an outflow with respect to any one item included in the same class of obligations may be small.

(w) Employee benefits

(i) Wages & salaries, annual leave and sick leave

Liabilities for wages and salaries (including nonmonetary benefits), annual leave and vesting sick leave, are recognised in the provision for employee benefits in respect of employees' services up to the reporting date.

These provisions are measured at the amounts expected to be paid when the liabilities are settled.

Calculations therefore incorporate (where the leave is expected to be paid more than 12 months after the reporting date) the use of discounted cash flows.

Liabilities for non vesting sick leave are recognised at the time when the leave is taken and measured at the rates paid or payable, and accordingly no Liability has been recognised in these reports.

Wages & salaries, annual leave and vesting sick leave are all classified as Current Liabilities.

(ii) Long service leave

The liability for long service leave is recognised in the provision for employee benefits in respect of services provided by employees up to the reporting date.

Long Service Leave is measured at the present value of the expected future payments to be made using the projected unit credit method. Consideration is given to expected future wage and salary levels, experience of employee departures and periods of service.

Expected future payments are discounted using market yields at the reporting date on national government bonds with terms to maturity and currency that match as closely as possible, the estimated future cash outflows.

Due to the nature of when and how Long Service Leave can be taken, all Long Service Leave for employees with 4 or more years of service has been classified as Current, as it has been deemed that Council does not have the unconditional right to defer settlement beyond 12 months – even though it is not anticipated that all employees with more than 4 years service (as at reporting date) will apply for and take their leave entitlements in the next 12 months.

(iii) Retirement benefit obligations

All employees of the Council are entitled to benefits on retirement, disability or death.

Council contributes to various defined benefit plans and defined contribution plans on behalf of its employees.

A liability or asset in respect of defined benefit superannuation plans would ordinarily be recognised in the balance sheet, and measured as the present value of the defined benefit obligation at the reporting date plus unrecognised actuarial gains (less unrecognised actuarial losses) less the fair value of the superannuation fund's assets at that date and any unrecognised past service cost.

The present value of the defined benefit obligation is based on expected future payments which arise from membership of the fund to the reporting date, calculated annually by independent actuaries using the projected unit credit method. Consideration is given to expected future wage and salary levels, experience of employee departures and periods of service.

However, when this information is not reliably available, Council can account for its obligations to defined benefit plans on the same basis as its obligations to defined contribution plans.

Council is party to an Industry Defined Benefit Plan under the Local Government Superannuation Scheme, named the "Local Government Superannuation Scheme – Pool B"

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies (continued)

This Scheme has been deemed to be a "multi employer fund" for the purposes of AASB 119.

Sufficient information is not available to account for the Scheme as a defined benefit plan (in accordance with AASB 119) because the assets to the scheme are pooled together for all Councils.

Accordingly, Councils contributions to the scheme for the current reporting year have been recognised as an expense and disclosed as part of Superannuation Expenses at Note 4(a).

The last valuation of the Scheme was performed by Mr Martin Stevenson BSc, FIA, FIAA on 19th June 2007 and covers the period ended 30 June 2006.

This valuation found that the Schemes assets were \$3,291.1 million and its past service liabilities were \$2,980.3 million, giving it a Surplus of \$310.8 million.

Whilst the existence of this surplus resulted in Council contributing at half the normal level of contributions during the 06/07 year, investment market conditions experienced in the last 12 months has resulted in the Board requiring all Councils to contribute at the full "notional" contribution rate from 1/7/08.

The financial position of the Scheme is monitored annually.

Contributions to defined contribution plans are recognised as an expense as they become payable.

Prepaid contributions are recognised as an asset to the extent that a cash refund or a reduction in the future payments is available.

(iv) Employee Benefit On-Costs

Council has recognised at year end the aggregate on-cost liabilities arising from employee benefits, and in particular those arising from the payment of employee benefits in future periods – including Superannuation and Workers Compensation expenses which will be payable upon the future payment of some Leave Liabilities accrued as at 30/6/08.

(x) Self insurance

Council has determined to self-insure for various risks including public liability and professional indemnity.

A provision for self-insurance has been made to recognise outstanding claims the amount of which is detailed in Note10.

Council also maintains cash and investments to meet expected future claims and these are detailed in Note6(c).

(y) Allocation between current and non-current

In the determination of whether an asset or liability is classified as current or non-current, consideration is given to the time when each asset or liability is expected to be settled.

The asset or liability is classified as current if it is expected to be settled within the next 12 months, being the Council's operational cycle.

Exceptions

In the case of liabilities where Council does not have the unconditional right to defer settlement beyond 12 months (such as vested long service leave), the liability is classified as current even if not expected to be settled within the next 12 months.

In the case of inventories that are "held for trading", these are classified as current even if not expected to be realised in the next 12 months.

(z). Taxes

The Council is exempt from both Commonwealth Income Tax and Capital Gains Tax.

Council does however have to comply with both Fringe Benefits Tax and Goods and Services Tax (GST).

Goods & Services Tax (GST)

Income, expenses and assets are all recognised net of the amount of GST, except where the amount of GST incurred is not recoverable from the Australian Tax Office (ATO).

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies (continued)

In these circumstances the GST is recognised as part of the cost of acquisition of the asset or as part of the expense.

Receivables and payables within the Balance Sheet are stated inclusive of any applicable GST. The net amount of GST recoverable from or payable to the ATO is included as a current asset or current liability in the Balance Sheet.

Operating cash flows within the Statement of Cash Flows are on a gross basis, ie. they are inclusive of GST where applicable.

Investing and Financing cash flows are treated on a net basis (where recoverable form the ATO), ie. they are exclusive of GST.

Accordingly, the GST component of investing and financing activity cash flows which are recoverable from or payable to the ATO are classified as operating cash flows.

Commitments and contingencies are disclosed net of the amount of GST recoverable from, or payable to, the taxation authority.

(aa) New accounting standards and UIG interpretations

Certain new (or amended) accounting standards and interpretations have been published that are not mandatory for reporting periods ending 30 June 2008.

Council's assessment of the impact of these new standards and interpretations is set out below.

Applicable to Local Government with the implications:

- Revised AASB 101 Presentation of Financial Statements and AASB 2007-8 Amendments to Australian Accounting Standards arising from AASB 101 and AASB 2007-10 Further Amendments to Australian Accounting Standards arising from AASB 101
- AASB 1051 Land Under Roads,

AASB 1051 will allow Council to recognise or not recognise land under roads acquired before 30 June 2008. Council will be required to nominate whether to recognise Land under roads (acquired after 30 June 2008) or to exclude these Assets from recognition.

This Standard could have a significant impact on the Council's Balance Sheet depending on Council's accounting policy choice.

AASB 1052 Disaggregated Disclosures,

AASB 1052 requires disclosure of financial information by function or activity.

Council already provides this information in Note 2(a) so there will be no additional impact on the financial statements.

AASB 1004 Contributions (revised),

AASB 1004 requires contributions made to Council to be recognised at fair value when they are controlled and to be appropriately disclosed. Council already accounts for contributions in this manner so there will be no additional impact on the financial statements.

 AASB 2007-9 Amendments to Australian Accounting Standards arising from the review of AAS 27, AAS 29 and AAS 31, Council will no longer apply AAS 27 from 1 July 2008 due to its withdrawal. Council currently applies AIFRS (but with AAS 27 taking precedence).

The withdrawal of AAS 27 will see specific paragraphs transferred to existing AIFRS, and accordingly there is little impact from its withdrawal.

Applicable to Local Government but no implications for Council;

 Revised AASB 123 Borrowing Costs and AASB 2007-8 Amendments to Australian Accounting Standards arising from AASB 123 [AASB 1, AASB 101, AASB 107, AASB 111, AASB 116 & AASB 138 and Interpretations 1 & 12]

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 1. Summary of Significant Accounting Policies (continued)

Applicable to Local Government but not relevant to Council at this stage;

AASB-I 12 Service Concession Arrangements, AASB 2007-1 Amendments to Australian Accounting Standards arising from AASB Interpretation 12, revised UIG 4 Determining whether an Arrangement contains a Lease and revised UIG 129 Service Concession Arrangements: Disclosures

- ASB-I 13 Customer Loyalty Programmes
- AASB-I 14 The Limit on a Defined Benefit Asset, Minimum Funding Requirements and their Interaction

Not applicable to Local Government per se;

- AASB 8 Operating Segments and AASB 2007-3 Amendments to Australian Accounting Standards arising from AASB 8
- AASB 1049 Whole of Government and General Government Sector Financial Reporting
- AASB 1050 Administered Items
- Interpretation 1038 Contributions by Owners Made to Wholly-Owned Public Sector Entities (revised)

Council has not adopted any of these standards early.

(ab) Rounding of amounts

Unless otherwise indicated, amounts in the financial report have been rounded off to the nearest thousand dollars.

(ac). Comparative Figures

To ensure comparability with the current reporting period's figures, some comparative period line items and amounts may have been reclassified or individually reported for the first time within this Financial Report and/or the Notes.

(ad). Disclaimer

Nothing contained within this report may be taken to be an admission of any liability to any person under any circumstance.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

16,768 509,364 744

575,805

530,629

2007

Total Assets held (Current & Non-current) 1,965 1,514

106

Financial Report 2008

Note 2(a). Functions / Activities - Financial Disclosures

Notes to the Financial Statements for the financial year ended 30 June 2008

Marrickville Council

000.\$			Income	income, Expenses and Assets have been directly attributed to the following Functions / Activities Details of these Functions/Activities are provided in Note 2(b).	nd Assets h stails of thes	ave been di	and Assets have been directly attributed to the following Fu Details of these Functions/Activities are provided in Note 2(b)	uted to the f	following Fu	inctions / Ad	tivities.		
Functions/Activities	Income	Income from Continuing Operations	inuing	Expense	Expenses from Continuing Operations	utinuing	Operal	Operating Result from Continuing Operations	from	Grants Included in In come from Continuing Operations	Suded in from using tions	Total Asset (Current Non-curr	4 E E
	Original			Original	Г	Γ	Original	Г	Γ		Г	ľ	
	Budget	Actual	Actual	Budget	Actual	Actual	Budget	Actual	Actual	Actual	Actual	Actual	
	2008	2008	2007	2008	2008	2007	2008	2008	2007	2008	2007	2008	
Governance	·	•	97	583	548	588	(583)	(548)	(491)	٠	٠	37	
General Manager		•		821	798	670	(821)	(798)	(670)			3,807	
Corporate Services	1,466	4,096	1,971	20,639	18,823	16,753	(19,173)	(14,727)	(14,782)	183	21	1,377	
Development & Environmental Services	4,146	4,612	4,002	6,858	5,353	4,641	(2,712)	(741)	(639)	1,219	362	903	
Community Services	7,703	8,172	7,382	12,357	13,416	12,741	(4,654)	(5,244)	(5,359)	1,718	1,726	111,089	
Technical Services	17,303	46,762	7,342	31,184	30,803	30,922	(13,881)	15,959	(23,580)	834	1,153	563,358	40
							•	•	•				
Total Functions & Activities	30,618	63,642	20,794	72,442	69,741	66,315	(41,824)	(6,099)	(45,521)	3,954	3,862	680,571	NO.
Share of gains/(losses) in Associates & Joint Ventures (using the Equity Method)	·				244	-		(244)	-			1,029	
General Purpose Income 1	38,395	38,343	46,122	•		·	38,395	38,343	46,122	3,437	3,470	68,514	ш
Operating Result from													
Continuing Operations	69,013	101,985	66,916	72,442	69,985	66,315	(3,429)	32,000	601	7,391	7,332	7,332 750,114	r.
													ı

1. Includes: Rates & Annual Charges (Incl. Ex-Grafia), Non-Capital General Purpose Grants & Urrestricted Inferest & Investment Income.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 2(b). Components of Functions / Activities

Details relating to the Council's functions / activities as reported in Note 2(a) are as follows:

CORPORATE GOVERNANCE

Costs of elected Council and Business Paper preparation

GENERAL MANAGER

General Manager's Office & Corporate Development

CORPORATE SERVICES

Administrative Services, People and Workforce, Finance, Information Systems and Legal Services

COMMUNITY SERVICES

Children and Family Services, Community Development, Community Relations, Council Halls, Recreation including Swimming Pools & Library Services

DEVELOPMENT & ENVIRONMENTAL SERVICES

Development Assessment, Environmental Services, Monitoring Services and Planning Services

TECHNICAL SERVICES

Engineering, Parks & Reserves, Property Services and Business Units

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 3. Income from Continuing Operations

Residential 18,880 18,28 Business 14,317 13,76 Total Ordinary Rates 33,197 32,04 Special Rates Main Street 148 14 Total Special Rates 148 14 Annual Charges (pursuant to s.496 & s.501) 30,00 8,60 Domestic Waste Management Services 9,030 8,60 Stormwater Management Services 683 40,790 TOTAL RATES & ANNUAL CHARGES 43,058 40,790 Council has used 2007 year valuations provided by the NSW Valuer General in calculating its rates. (b). User Charges & Fees Specific User Charges (per s.502 - Specific "actual use" charges) 1,605 1,61 Domestic Waste Management Services 1,605 1,61 Total User Charges & Fees 1,605 1,61 Other User Charges & Fees 1,605 1,61 Other User Charges & Fees 1,399 1,41 Section 611 Charges 230 13 Total Fees & Charges - Statutory & Regulatory Functions (per s608, 610A & 611) 1,629 1,54 Regulatory/ Statutory & Regulato	\$ '000	Notes	Actual 2008	Actua 2007
Ordinary Rates Residential 18,880 18,28 Residential 18,880 13,76 Total Ordinary Rates 33,197 32,04 Special Rates Main Street 148 14 Total Special Rates 148 14 Annual Charges (pursuant to s.496 & s.501) Domestic Waste Management Services 9,030 8,60 Stormwater Management Services 683 Total Annual Charges 9,713 8,60 TOTAL RATES & ANNUAL CHARGES 43,058 40,790 Council has used 2007 year valuations provided by the NSW Valuer General in calculating its rates. (b) . User Charges & Fees (l) Fees & Charges - Statutory & Regulatory Functions (per s608, 610A & 611) Regulatory/ Statutory Fees 1,399 1,41 Section 611 Charges 230 13 Total Fees & Charges - Other (incl. General User Charges (per s.610C)) Child Care Centres 4,92 286 29 Hoarding Fees 7,71 4,92 Hoarding Fees 9,22 286 29 Hoarding Fees 177 8 Restoration Charges 9,28 82 Speck Rents 246 13 Restoration Charges 9,28 82 Speck Rents 246 13 Restoration Charges 9,28 82 Speck Rents 240 27 Total Fees & Charges - Other (speck Sulming Centres 10) Child Care Centres 103 Cother User Charges 9,28 82 Speck Rents 246 13 Restoration Charges 9,28 82 Speck Rents 246 13 Restoration Charges 9,28 82 Speck Rents 246 13 Restoration Charges 9,28 82 Speck Rents 240 Cother 250 Cot				
Residential 18,880 18,28 Business 14,317 13,76 Total Ordinary Rates 33,197 32,04 Special Rates 448 14 Main Street 148 14 Total Special Rates 148 14 Annual Charges (pursuant to s.496 & s.501) 30,00 8,60 Domestic Waste Management Services 683 683 Total Annual Charges 9,713 8,60 TOTAL RATES & ANNUAL CHARGES 43,058 40,790 Council has used 2007 year valuations provided by the NSW Valuer General in calculating its rates. (b). User Charges & Fees 1,605 1,61 Total User Charges (per s.502 - Specific "actual use" charges) 1,605 1,61 Domestic Waste Management Services 1,605 1,61 Total User Charges & Fees 1,605 1,61 Other User Charges & Fees 1,605 1,61 Other User Charges & Fees 1,399 1,41 Section 611 Charges 230 13 Total Fees & Charges - Statutory & Regulatory Functions (per s608, 610A & 611) 1,629 </td <td>(a). Rates & Annual Charges</td> <td></td> <td></td> <td></td>	(a). Rates & Annual Charges			
Business 14,317 13,76 Total Ordinary Rates 33,197 32,04 Special Rates 148 14 Main Street 148 14 Total Special Rates 148 14 Annual Charges (pursuant to s.496 & s.501) 9,030 8,60 Stormwater Management Services 6,63 663 Total Annual Charges 9,713 8,60 TOTAL RATES & ANNUAL CHARGES 43,058 40,790 Council has used 2007 year valuations provided by the NSW Valuer General in calculating its rates. (b). User Charges & Fees 1,605 1,61 Total User Charges & Fees 1,605 1,61 1,61 Other User Charges & Fees 1,605 1,61 Other User Charges & Fees 1,399 1,41 (i) Fees & Charges - Statutory & Regulatory Functions (per s608, 610A & 611) 1,695 1,54 Regulatory Statutory Fees 1,399 1,41 5 Section 611 Charges 230 13 1 Total Fees & Charges - Other (incl. General User Charges (per s.610C)) 5,447 4,92 <	Ordinary Rates			
Special Rates 148				,
Main Street		-		
Main Street 148 14 Total Special Rates 148 14 Annual Charges (pursuant to s.496 & s.501) 9,030 8,60 Stormwater Management Services 683 683 Total Annual Charges 9,713 8,60 TOTAL RATES & ANNUAL CHARGES 43,058 40,790 Council has used 2007 year valuations provided by the NSW Valuer General in calculating its rates. (b). User Charges & Fees Specific User Charges (per s.502 - Specific "actual use" charges) 1,605 1,61 Domestic Waste Management Services 1,605 1,61 Total User Charges & Fees 1,605 1,61 (i) Fees & Charges - Statutory & Regulatory Functions (per s608, 610A & 611) Regulatory/ Statutory Fees 1,399 1,41 Section 611 Charges 230 13 Total Fees & Charges - Statutory/Regulatory 1,629 1,54 (ii) Fees & Charges - Other (incl. General User Charges (per s.610C)) 5,447 4,92 Child Care Centres 5,447 4,92 Hoarding Fees 171 8 Meals on Wheels 261 25 <	Total Ordinary Nates	-		32,043
Total Special Rates	Special Rates			
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Domestic Waste Management Services 9,030 8,60	Total Special Rates	-	148	141
Stormwater Management Services 683 70tal Annual Charges 9,713 8,60 70Tal Annual Charges 43,058 40,790 70Tal RATES & Fees 70Tal RATES & Fees & Fees & Fees 70Tal RATES & Fees 70Tal RATES & Fees & Fees 70Tal RATES & Fees 70Tal RATES & Fees & Fees & Fees 70Tal RATES & Fees & Fees 70Tal RATES & Fees & F	Annual Charges (pursuant to s.496 & s.501)			
Total Annual Charges 9,713 8,60 TOTAL RATES & ANNUAL CHARGES 43,058 40,790 Council has used 2007 year valuations provided by the NSW Valuer General in calculating its rates. Council has used 2007 year valuations provided by the NSW Valuer General in calculating its rates. Council has used 2007 year valuations provided by the NSW Valuer General in calculating its rates. Council has used 2007 year valuations provided by the NSW Valuer General in calculating its rates. Council has used 2007 year valuations provided by the NSW Valuer General in calculating its rates. Council has used 2007 year valuations provided by the NSW Valuer General in calculating its rates. Council has used 2007 year valuations provided by the NSW Valuer General in calculating its rates. Council has used 2007 year valuations provided by the NSW Valuer General User Charges	Domestic Waste Management Services		9,030	8,604
TOTAL RATES & ANNUAL CHARGES	Stormwater Management Services	_	683	-
Council has used 2007 year valuations provided by the NSW Valuer General in calculating its rates. (b). User Charges & Fees Specific User Charges (per s.502 - Specific "actual use" charges) Domestic Waste Management Services 1,605 1,61 Total User Charges Fees (i) Fees & Charges - Statutory & Regulatory Functions (per s608, 610A & 611) Regulatory/ Statutory Fees 1,399 1,41 Section 611 Charges 230 13 Total Fees & Charges - Statutory/Regulatory 1,629 1,54 (iii) Fees & Charges - Other (incl. General User Charges (per s.610C)) Child Care Centres 5,447 4,92 Hoarding Fees 171 8 Meals on Wheels 261 25 Park Rents 246 13 Restoration Charges 928 82 Swimming Centres 103 Other 280 27 Total Fees & Charges - Other (7,436 6,49)	Total Annual Charges	_	9,713	8,604
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Specific User Charges (per s.502 - Specific "actual use" charges	(h) User Charges & Fees			
Domestic Waste Management Services 1,605 1,61 Total User Charges 1,605 1,61 Other User Charges & Fees	(b). Oser Charges & Fees			
Total User Charges 1,61 Other User Charges & Fees (i) Fees & Charges - Statutory & Regulatory Functions (per s608, 610A & 611) Regulatory/ Statutory Fees 1,399 1,41 Section 611 Charges 230 13 Total Fees & Charges - Statutory/Regulatory 1,629 1,54 (ii) Fees & Charges - Other (incl. General User Charges (per s.610C)) 5,447 4,92 Child Care Centres 5,447 4,92 Hoarding Fees 171 8 Meals on Wheels 261 25 Park Rents 246 13 Restoration Charges 928 82 Swimming Centres 103 27 Total Fees & Charges - Other 7,436 6,49	Specific User Charges (per s.502 - Specific "actual use" charges)			
Other User Charges & Fees (i) Fees & Charges - Statutory & Regulatory Functions (per s608, 610A & 611) Regulatory/ Statutory Fees 1,399 1,41 Section 611 Charges 230 13 Total Fees & Charges - Statutory/Regulatory 1,629 1,54 (ii) Fees & Charges - Other (incl. General User Charges (per s.610C)) Child Care Centres 5,447 4,92 Hoarding Fees 171 8 Meals on Wheels 261 25 Park Rents 246 13 Restoration Charges 928 82 Swimming Centres 103 103 Other 280 27 Total Fees & Charges - Other 7,436 6,49		_		1,619
(i) Fees & Charges - Statutory & Regulatory Functions (per s608, 610A & 611) Regulatory/ Statutory Fees 1,399 1,41 Section 611 Charges 230 13 Total Fees & Charges - Statutory/Regulatory 1,629 1,54 (ii) Fees & Charges - Other (incl. General User Charges (per s.610C)) 5,447 4,92 Child Care Centres 5,447 4,92 Hoarding Fees 171 8 Meals on Wheels 261 25 Park Rents 246 13 Restoration Charges 928 82 Swimming Centres 103 27 Total Fees & Charges - Other 7,436 6,49	Total User Charges	-	1,605	1,619
Regulatory/ Statutory Fees 1,399 1,41 Section 611 Charges 230 13 Total Fees & Charges - Statutory/Regulatory 1,629 1,54 (ii) Fees & Charges - Other (incl. General User Charges (per s.610C)) 5,447 4,92 Child Care Centres 5,447 4,92 Hoarding Fees 171 8 Meals on Wheels 261 25 Park Rents 246 13 Restoration Charges 928 82 Swimming Centres 103 Other 280 27 Total Fees & Charges - Other 7,436 6,49	Other User Charges & Fees			
Section 611 Charges 230 13 Total Fees & Charges - Statutory/Regulatory 1,629 1,54 (ii) Fees & Charges - Other (incl. General User Charges (per s.610C)) 5,447 4,92 Child Care Centres 5,447 4,92 Hoarding Fees 171 8 Meals on Wheels 261 25 Park Rents 246 13 Restoration Charges 928 82 Swimming Centres 103 27 Other 280 27 Total Fees & Charges - Other 7,436 6,49	(i) Fees & Charges - Statutory & Regulatory Functions (per s608, 610A & 611))		
Total Fees & Charges - Statutory/Regulatory 1,629 1,54 (ii) Fees & Charges - Other (incl. General User Charges (per s.610C)) 5,447 4,92 Child Care Centres 5,447 4,92 Hoarding Fees 171 8 Meals on Wheels 261 25 Park Rents 246 13 Restoration Charges 928 82 Swimming Centres 103 103 Other 280 27 Total Fees & Charges - Other 7,436 6,49	Regulatory/ Statutory Fees			1,417
(ii) Fees & Charges - Other (incl. General User Charges (per s.610C)) Child Care Centres 5,447 4,92 Hoarding Fees 171 8 Meals on Wheels 261 25 Park Rents 246 13 Restoration Charges 928 82 Swimming Centres 103 Other 280 27 Total Fees & Charges - Other 7,436 6,49		-		130
Child Care Centres 5,447 4,92 Hoarding Fees 171 8 Meals on Wheels 261 25 Park Rents 246 13 Restoration Charges 928 82 Swimming Centres 103 27 Other 280 27 Total Fees & Charges - Other 7,436 6,49	Total Fees & Charges - Statutory/Regulatory	-	1,629	1,547
Hoarding Fees 171 8 Meals on Wheels 261 25 Park Rents 246 13 Restoration Charges 928 82 Swimming Centres 103 Other 280 27 Total Fees & Charges - Other 7,436 6,49	(ii) Fees & Charges - Other (incl. General User Charges (per s.610C))			
Meals on Wheels 261 25 Park Rents 246 13 Restoration Charges 928 82 Swimming Centres 103 Other 280 27 Total Fees & Charges - Other 7,436 6,49	Child Care Centres		5,447	4,924
Park Rents 246 13 Restoration Charges 928 82 Swimming Centres 103 Other 280 27 Total Fees & Charges - Other 7,436 6,49	Hoarding Fees		171	86
Restoration Charges 928 82 Swimming Centres 103 Other 280 27 Total Fees & Charges - Other 7,436 6,49	Meals on Wheels		261	252
Swimming Centres 103 Other 280 27 Total Fees & Charges - Other 7,436 6,49	Park Rents		246	136
Other 280 27 Total Fees & Charges - Other 7,436 6,49	Restoration Charges		928	826
Total Fees & Charges - Other 7,436 6,49	Swimming Centres		103	-
	Other	_	280	274
TOTAL USER CHARGES & FEES 10,670 9,664	Total Fees & Charges - Other	-	7,436	6,498
	TOTAL USER CHARGES & FEES	_	10,670	9,664

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 3. Income from Continuing Operations (continued)

\$ '000	Notes	Actual 2008	Actual 2007
(c). Interest & Investment Revenue (incl. losses)			
Interest on Overdue Rates & Annual Charges		219	151
Interest earned on Investments (interest & coupon payment income)		2,494	2,043
Other		133	55
TOTAL INTEREST & INVESTMENT REVENUE	=	2,846	2,249
Interest Revenue is attributable to:			
Unrestricted Investments/Financial Assets:			
Overdue Rates & Annual Charges		219	151
General Council Cash & Investments		416	566
Restricted Investments/Funds - External:			
Development Contributions - Section 94		514	539
Other Externally Restricted Assets		674	393
Restricted Investments/Funds - Internal:			
Internally Restricted Assets		1,023	600
Total Interest & Investment Revenue Recognised		2,846	2,249
(d). Other Revenues			
Rental Income - Other Council Properties		2,558	2,503
Ex Gratia Rates		270	129
Fines		1,833	1,426
Legal Fees Recovery - Rates & Charges (Extra Charges)		133	119
Legal Fees Recovery - Other		29	27
Commissions & Agency Fees		1	2
Mayoral Dinner		-	56
Street Furniture Income		69	-
Insurance Claim Recoveries		120	-
Other	_	433	439
TOTAL OTHER REVENUE	_	5,446_	4,701

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 3. Income from Continuing Operations (continued)

	2008	2007	2008	2007
\$ '000	Operating	Operating	Capital	Capital
(e). Grants				
General Purpose (Untied)				
Financial Assistance - General Component	2,647	2,671	-	-
Financial Assistance - Local Roads Component	430	439	-	-
Pensioners' Rates Subsidies - General Component	360_	360	<u> </u>	-
Total General Purpose	3,437	3,470		-
Specific Purpose				
Pensioners' Rates Subsidies:				
- Domestic Waste Management	153	151	-	=
Aged & Disability Care	70	68	-	-
Bushfire & Emergency Services	-	-	-	-
Child Care Centres	612	625	-	-
Cooks River Sustainability	675	540	-	-
Familiy Day Care - Operational Assistance	159	158	=	-
Library (State Library Subsidy)	172	188	-	-
Meals on Wheels Subsidy	389	377	-	-
Street Lighting Subsidy	231	225	-	-
Transport (Roads to Recovery)	-	170	95	241
NSW Sport and Recreation	=	-	250	-
Other	957	1,047	191_	72
Total Specific Purpose	3,418	3,549	536	313
Total Grants	6,855	7,019	536	313
Grant Revenue is attributable to:				
- Commonwealth Funding	520	417	95	256
- State Funding	6,335	6,602	436	57
- Other Funding		<u> </u>	5	-
	6,855	7,019	536	313

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 3. Income from Continuing Operations (continued)

	2008	2007	2008	2007
\$ '000	Operating	Operating	Capital	Capital
(f). Contributions				
(i). Continuations				
Developer Contributions:				
(s93 & s94 - EP&A Act, s64 of the NSW LG Act):				
S 94 - Contributions towards amenities/services			2,000	939
Total Developer Contributions 17		-	2,000	939
Other Contributions:				
Other Councils - Joint Works/Services	182	181	120	29
RTA Contributions (Regional/Local, Block Grant)	391	396	14	221
Public Domain Contribution	-	-	98	-
Other	-	-	55	-
Total Other Contributions	573	577	287	250
Total Contributions	573	577	2,287	1,189
TOTAL GRANTS & CONTRIBUTIONS	7,428	7,596	2,823	1,502
Certain grants & contributions are obtained by C that they be spent in a specified manner:		dition	40.504	40.700
Unexpended at the Close of the Previous Reporting	Period		10,594	10,720
add: Grants and contributions recognised in the curre	ent period whic	h have		
not been spent:			3,811	2,054
less: Grants an contributions recognised in a previous		iod		
which have been spent in the current reporting perio	d:		(2,827)	(2,180)
Net Increase (Decrease) in				
Restricted Assets during the Current Reporting I	Period		984	(126)
Unexpended at the Close of this				
Reporting Period and held as Restricted Assets			11,578	10,594
Comprising:				
- Specific Purpose Unexpended Grants			2,120	1,583
- Developer Contributions			9,109	8,760
- Other Contributions			349	251
			11,578	10,594

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 4. Expenses from Continuing Operations

\$ '000	Notes	Actual 2008	Actual 2007
	140163	2000	2007
(a) Employee Benefits & On-Costs			
Salaries and Wages		27,516	27,342
Employee Leave Entitlements (ELE)		4,310	3,669
Superannuation		2,468	2,478
Workers' Compensation Insurance		936	743
Fringe Benefit Tax (FBT)		242	201
Training Costs (other than Salaries & Wages)		258	289
Other		233	222
Total Employee Costs		35,963	34,944
less: Capitalised Costs		(1,097)	(346)
TOTAL EMPLOYEE COSTS EXPENSED	_	34,866	34,598
Number of "Equivalent Full Time" Employees at year end		487	490
Number of "Equivalent Full Time" Employees at year end (incl. vacancies)		407	537
required of Equivalent full films Employees at year end (inc., vacanoles)			337
(b) Borrowing Costs			
(i) Interest Bearing Liability Costs			
Interest on Loans		1,462	1,014
Total Interest Bearing Liability Costs		1,462	1,014
less: Capitalised Costs			-
Total Interest Bearing Liability Costs Expensed	_	1,462	1,014
(ii) Other Borrowing Costs Nil			
TOTAL BORROWING COSTS EXPENSED	-	1,462	1,014

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 4. Expenses from Continuing Operations (continued)

		Actual	Actua
\$ '000	Notes	2008	2007
(c) Materials & Contracts			
Raw Materials & Consumables		28,813	16,801
i. Council's Auditor - Audit Services		46	47
Infringement Notice Contract Costs (SEINS)		234	232
Legal Expenses - Planning & Development		136	156
Legal Expenses - Other		170	407
Legal Expenses - Debt Recovery		166	137
Operating Lease Rentals - Minimum Lease Payments ¹		911_	751
Total Materials & Contracts		30,476	18,531
less: Capitalised Costs		(8,895)	-
TOTAL MATERIALS & CONTRACTS	_	21,581	18,531
1. Operating Leases are attributable to:			
- Computers		466	359
- Motor Vehicles		399	358
- Other		46	34
	_	911	751

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 4. Expenses from Continuing Operations (continued)

		Depreciation/A	mortisation	Impairm	ent Costs
		Actual	Actual	Actual	Actua
\$ '000		2008	2007	2008	2007
(d) Depreciation, Amortisation	ı & Impairmer	nt			
Plant and Equipment		1,513	1,431	-	-
Office Equipment		439	452	-	-
Furniture & Fittings		98	99	-	-
Property, Plant & Equipment - Leas	ed	-	-	-	-
Land Improvements (depreciable)		275	258	-	-
Buildings - Non Specialised		835	805	-	-
Buildings - Specialised		-	-	-	-
Other Structures		12	5	-	-
Infrastructure:					
- Roads, Bridges & Footpaths		3,242	3,214	-	-
- Stormwater Drainage		512	509	=	-
- Water Supply Network		-	-	-	-
- Sewerage Network		=	-	-	-
Other Assets					
- Heritage Collections		-	-	-	-
- Library Books		372	287	-	-
- Other		292	237	-	-
Asset Reinstatement Costs	9 & 22	-	-	-	-
Intangible Assets	26		<u> </u>	<u> </u>	-
Total Depreciation & Impairment	Costs	7,590	7,297	-	-
less: Capitalised Costs			<u> </u>	<u> </u>	-
TOTAL DEPRECIATION &					
IMPAIRMENT COSTS EXPE	NSED	7,590	7,297	-	-

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 4. Expenses from Continuing Operations (continued)

		Actual	Actual
\$ '000	Notes	2008	2007
(e) Other Expenses			
(-)			
Other Expenses for the year include the following:			
Bad & Doubtful Debts		34	172
Bank Charges		193	212
Contributions to Other Levels of Government			
- NSW Fire Brigade Levy		827	782
- Department of Planning Levy		95	92
Councillor Expenses - Mayoral Fee		32	31
Councillor Expenses - Councillors Fees		178	168
Councillors Expenses (incl. Mayor) - Other (excluding fees above)		18	14
Donations, Contributions & Assistance to other organisations (Section 356)		171	186
Electricity & Heating		434	401
Insurance (excluding Metropool - refer Joint Ventures)		265	331
Street Lighting		1,089	1,057
Telephone & Communications		450	427
Valuation Fees		102	113
Other		354	437
Total Other Expenses		4,242	4,423
less: Capitalised Costs		-	-
TOTAL OTHER EXPENSES		4,242	4,423

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 5. Gains or Losses on Disposal of Assets

		Actual	Actual
\$ '000	Notes	2008	2007
Property (excl. Investment Property)			
Proceeds from Disposal		30,845	_
less: Carrying Amount of Property Assets Sold		(1,450)	_
Net Gain/(Loss) on Disposal		29,395	-
Plant & Equipment			
Proceeds from Disposal		1,737	1,732
less: Carrying Amount of P&E Assets Sold		(1,443)	(1,318)
Net Gain/(Loss) on Disposal		294	414
Financial Assets*			
Proceeds from Disposal			_
less: Carrying Amount of Financial Assets Sold			-
Net Gain/(Loss) on Disposal			
NET GAIN/(LOSS) ON DISPOSAL OF ASSETS	-	29,689	414
* Financial Assets disposals include: - Net Gain/(Loss) from Financial Instruments "At Fair Value through profit & loss" Net Gain/(Loss) on Disposal of Financial Instruments	-	<u>-</u>	<u>-</u>

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 6a. - Cash Assets and Note 6b. - Investment Securities

	2008	2008	2007	2007
	Actual	Actual	Actual	Actual
\$ '000	Current	Non Current	Current	Non Current
Cash & Cash Equivalents (Note 6a)				
Cash on Hand and at Bank	4,152	-	4,218	_
Cash-Equivalent Assets ¹				
- Short Term Deposits	2,518	-	-	-
- NCD's, FRN's	-	-	3,526	-
Total Cash & Cash Equivalents	6,670	-	7,744	-
Investment Securities (Note 6b)				
- Managed Funds	10,545	-	22,900	-
- Bills of Exchange	6,888	-	-	-
- NCD's, FRN's (with Maturities > 3 months)	15,037	-	4,553	-
- Mortgage Backed Securities	1,963	-	4,042	-
Total Investment Securities	34,433		31,495	-
TOTAL CASH ASSETS, CASH				
EQUIVALENTS & INVESTMENTS	41,103	_	39,239	_

 $^{^{1}}$ Those Investments where time to maturity (from date of purchase) is < 3 mths.

Cash, Cash Equivalents & Investments were classified at year end in accordance with AASB 139 as follows:

Investments a. "At Fair Value through the Profit & Loss" - "Held for Trading" 6(b-i) 34,433 - 31,495 - - "Designated At Fair Value on Initial Recognition" 6(b-i) b. "Held to Maturity" 6(b-ii) c. "Loans & Receivables" 6(b-iii)	Cash & Cash Equivalents a. "At Fair Value through the Profit & Loss"		6,670		7,744	
- "Held for Trading" 6(b-i) 34,433 - 31,495 "Designated At Fair Value on Initial Recognition" 6(b-i) b. "Held to Maturity" 6(b-ii) c. "Loans & Receivables" 6(b-iii)	Investments					
- "Designated At Fair Value on Initial Recognition" 6(b-i)	a. "At Fair Value through the Profit & Loss"					
b. "Held to Maturity" 6(b-ii) - - - - - c. "Loans & Receivables" 6(b-iii) - - - - -	- "Held for Trading"	6(b-i)	34,433	-	31,495	-
c. "Loans & Receivables" 6(b-iii)	- "Designated At Fair Value on Initial Recognition"	6(b-i)	-	-	_	-
	b. "Held to Maturity"	6(b-ii)	-	-	_	-
d WALLESTEIN FOR COLOUR	c. "Loans & Receivables"	6(b-iii)	-	-	_	-
d. "Available for Sale" 6(b-iv)	d. "Available for Sale"	6(b-iv)				
Investments 34,433 - 31,495 -	Investments		34,433		31,495	-

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 6b. Investments (continued)

	2008	2008	2007	2007
	Actual	Actual	Actual	Actual
\$ '000	Current	Non Current	Current	Non Current
Note 6(b-i)				
Reconciliation of Investments classified as				
"At Fair Value through the Profit & Loss"				
Balance at the Beginning of the Year	31,495	-	26,295	-
Adjustment on adoption of AASB 132/139	_	-	-	-
Revaluations (through the Income Statement)	_	-	-	-
Additions	39,604	-	9,764	-
Disposals (sales & redemptions)	(36,666)		(4,564)	
Balance at End of Year	34,433		31,495	
Comprising:				
- Managed Funds	10,545	-	22,900	-
- Bills of Exchange	6,888	-	-	-
- NCD's, FRN's (with Maturities > 3 months)	15,037	-	4,553	-
- Mortgage Backed Securities	1,963		4,042	_
Total	34,433	-	31,495	-

Note 6(b-ii)

Reconciliation of Investments classified as "Held to Maturity" Nil

Note 6(b-iii)

Reconciliation of Investments classified as "Loans & Receivables" Nil

Note 6(b-iv)

Reconciliation of Investments classified as "Available for Sale" Nil

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

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Financial Report 2008

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 6c. Restricted Cash, Cash Equivalents & Investments

	2008	2008	2007	2007
	Actual	Actual	Actual	Actual
\$ '000	Current	Non Current	Current	Non Current
T				
Total Cash, Cash Equivalents and Investment Securities	41,103		39,239	
investment decunies	41,103		39,239	
attributable to:				
External Restrictions (refer below)	19,651	-	18,141	-
Internal Restrictions (refer below)	16,012	-	15,104	-
Unrestricted	5,440		5,994	-
	41,103	-	39,239	-
2008 \$ '000	Opening Balance	Transfers to Restrictions	Transfers from Restrictions	Closing Balance
Details of Restrictions External Restrictions - Included in Liabilities Nil				
External Restrictions - Other				
Developer Contributions - General (D)	8,760	2,514	(2,165)	9,109
Specific Purpose Unexpended Grants (F)	1,583	1,199	(662)	2,120
Public Domain Contributions	251	98		349
Domestic Waste Management (G)	5,080	498	(1,401)	4,177
Stormwater Management (G)	-	683	(308)	375
Mainstreet Levy Funds (G)	66	24	(11)	79
Infrastructure Levy Fund (G)	118	-	(61)	57
3.5% Levy Funds	2,100	1,111	(913)	2.298
Tempe Reserve				2,290
· ·····pe · · · · · · · · · ·	65	-	-	2,296
Marrickville Golf Trust	65 118	-	-	,
·		- - 797	- (13)	65
Marrickville Golf Trust Roads Act		797 120_	(13)	65 118
Marrickville Golf Trust			(13)	65 118 784

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 6c. Restricted Cash, Cash Equivalents & Investments (continued)

2008 \$ '000	Opening Balance	Transfers to Restrictions	Transfers from Restrictions	Closing Balance
Internal Restrictions				
Plant & Vehicle Replacement	1,149	1,346	(778)	1,717
Employees Leave Entitlement	1,733	147	(100)	1,780
Works in Progress Reserve	2,008	944	(827)	2,125
Election	200	60	` (1)	259
Unexpended General Purpose Loans	7,670	1,745	(1,951)	7,464
Cultural Event	20	-	(20)	-
Graffiti Management	303	-	(283)	20
Property Reserve	1,316	9,261	(8,214)	2,363
Tree Reserve	150		(46)	104
Footpath Reserve	500	-	(375)	125
Other	55			55
Total Internal Restrictions	15,104	13,503	(12,595)	16,012
TOTAL RESTRICTIONS	33,245_	20,547	(18,129)	35,663

- A Loan moneys which must be applied for the purposes for which the loans were raised.
- **B** Advances by the Roads and Traffic Authority for works on the State's classified roads.
- C Self Insurance liability resulting from reported claims or incurred claims not yet reported.
- **D** Development contributions which are not yet expended for the provision of services and amenities in accordance with contributions plans (refer Note 17).
- **E** RTA Contributions which are not yet expended for the provision of services and amenities in accordance with those contributions.
- F Grants which are not yet expended for the purposes for which the grants were obtained. (refer Note 1)
- **G** Water, Sewerage, Domestic Waste Management (DWM) & other Special Rates/Levies/Charges are externally restricted assets and must be applied for the purposes for which they were raised.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 7. Receivables

	20	08	20	07
\$ '000	Current	Non Current	Current	Non Current
Purpose				
Rates & Annual Charges	1,226	419	1,066	394
Interest & Extra Charges	585	-	552	-
User Charges & Fees	24,859	517	2,683	771
Accrued Revenues				
- Interest on Investments	143	-	-	-
- Other Income Accruals	299	-	-	-
Government Grants & Subsidies	74	-	109	-
Net GST Receivable	-	-	418	-
Workers Compensation		54		46
Total	27,186	990	4,828	1,211
less: Provision for Impairment				
Rates & Annual Charges	-	(419)	-	(394)
Interest & Extra Charges	-		=	-
User Charges & Fees	-	(517)	-	(771)
Other Debtors		(54)		(46)
Total Provision for Impairment - Receivables	-	(990)	-	(1,211)
TOTAL NET RECEIVABLES	27,186		4,828	
Externally Restricted Receivables				
Domestic Waste Management	372	-	295	-
Stormwater Management	19	-	-	-
Other				
- Mainstreet Levy	8		6	
Total External Restrictions	399	-	301	-
Internally Restricted Receivables	23,624	-		_
Unrestricted Receivables	3,163	_	4,527	_
TOTAL NET RECEIVABLES	27,186		4,828	

Notes on Debtors above:

- (i) Rates & Annual Charges Outstanding are secured against the property.
- (ii) Doubtful Rates Debtors are provided for where the value of the property is less than the debt outstanding.

 An allowance for other doubtful debts is made when there is objective evidence that a receivable is impaired.
- (iii) Interest is charged on overdue rates & charges at 10.00% (2007 9.00%). Generally all other receivables are non interest bearing.
- (iv) Please refer to Note 15 for issues concerning Credit Risk and Fair Value disclosures.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 8. Inventories & Other Assets

	20	08	20	07
\$ '000	Current	Non Current	Current	Non Current
Inventories				
Stores & Materials	217	-	171	-
Total Inventories	217	-	171	-
Other Assets				
Prepayments	8		194	_
Total Other Assets	8		194	-
TOTAL INVENTORIES				
<u>& OTHER ASSETS</u>	225		365	
(i) Externally Restricted Assets				
Total Externally Restricted Assets	_	-	_	_
Total Internally Restricted Assets	-	-	_	-
Total Unrestricted Assets	225	-	365	-
TOTAL INVENTORIES & OTHER ASSETS	225		365	-

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

					Γ	Asset Mov	Asset Movements during the Reporting Period	ng the Repor	rting Period					
		ra ra	as at 30/6/2007	/(Revaluation		ä	as at 30/6/2008	×	
	At	At	Accun	Accumulated	Carrying	Asset Additions	WDV-Asset Depreciation Disposals Expense	Depreciation Expense	Increments to	At	At	Accun	Accumulated	Carrying
000.\$	Cost	Fair Value	Deprec.	Impairment	Value					Cost	Fair Value	Dep'n	Impairment	Value
Capital Work in Progress	Ľ	1	'	·	·	•	·	Ī	-	'	-			ľ
Plant & Equipment	15,125		9,704	'	5,421	2,521	(1,443)	(1,513)	1	'	15,071	10,085	•	4,986
Office Equipment	5,761	1	4,511	'	1,250	369		(439)	1	'	6,005	4,825	•	1,180
Furniture & Fittings	2,054	'	1,426	'	628	12	•	(86)	1	'	2,065	1,523	'	542
Plant & Equipment (under Finance Lease)	'	'	•	1		'	'		1	•	'	•	'	•
Land:														
- Operational	4,296	'	•	1	4,296		•	•	130,287	1	134,583	•	•	134,583
- Community	278,273			1	278,273	48	(1,450)	•	'	276,871	•	•	•	276,871
- Land under Roads		1	•	1	•	•	1	•	'	•		•	•	•
Land Improvements - non depreciable	'	1	•	1	•	•	1	•	1	1	1	•	•	1
Land Improvements - depreciable	21,912	'	931	1	20,981	1,880	•	(275)	1	1	23,792	1,206	•	22,586
Buildings - Non Specialised	41,400	'	9,328	1	32,072	611	•	(835)	20,152	1	114,150	62,150	•	52,000
Buildings - Specialised		'	•	1	•	•	•	•	1	'	•	•	•	•
Other Structures	243	'	25	'	218	455	•	(12)	'	269	'	36	•	199
Infrastructure:														
- Roads, Bridges, Footpaths	258,961	'	91,805	1	167,156	2,660	•	(3,242)	'	261,620	•	95,046	•	166,574
- Bulk Earthworks (non-depreciable)	_	•		1	•	•	•	•	'	•	•	•	•	•
- Stormwater Drainage	34,732	'	16,857	1	17,875	405	•	(213)	1	35,134	•	17,369	•	17,765
- Water Supply Network	<u>'</u>	'	'	'		•	•	•	'	'	_	•	'	•
- Sewerage Network	'	ı	'	1	•	•	•	•	1	'	'	•	'	•
Other Assets:														
- Heritage Collections	'	'		'	•		1	1	'	•		•	1	•
- Library Books	3,532	1	2,762	'	770	428	•	(372)	'	3,960	'	3,134	•	826
- Other	2,932	'	1,243	'	1,689	009	•	(282)	'	3,532	_	1,535	'	1,997
Reinstatement, Rehabilitation &														
Restoration Assets (refer Note 21):														
	1	1	•	•	1	1	1	1	1	•	1	•	1	•
TOTAL INFRASTRUCTURE,														
PROPERTY, PLANT & EQUIP.	669,221	•	138,592		530,629	986'6	(2,893)	(2,590)	150,439	581,814	295,666	196,909	•	680,571

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Note 9a. Infrastructure, Property, Plant & Equipment

Notes to the Financial Statements for the financial year ended 30 June 2008

Marrickville Council

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 9b. Infrastructure, Property, Plant & Equipment that is Externally Restricted

\$ '000	Actual				Actual			
	2008					20	07	
Class of Asset	At	At	A/Dep &	Carrying	At	At	A/Dep &	Carrying
	Cost	Fair Value	Impairm't	Value	Cost	Fair Value	Impairm't	Value
Domestic Waste Management								
Plant & Equipment	3,745		1,990	1,755	3,256	-	1,728	1,528
Land								
- Operational Land				-	-	-	-	-
- Community Land				-	-	-	-	-
- Improvements non-depreciable				-	-	-	-	-
- Improvements - depreciable				-	-	-	-	-
Buildings				-	-	-	-	-
Other Assets				-	_	-	-	-
Total DWM	3,745	-	1,990	1,755	3,256	-	1,728	1,528
TOTAL RESTRICTED I,PP&E	3,745	_	1,990	1,755	3,256	_	1,728	1,528

Note 9c. Infrastructure, Property, Plant & Equipment Gains/(Losses) arising from the Impairment of Assets

Council recognised no gains/(losses) from the impairment of I,PP&E nor reversed any prior year impairments.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 10a. Payables, Borrowings & Provisions

		2008		20	07
\$ '000 N	lotes	Current	Non Current	Current	Non Current
Develope					
Payables					
Goods & Services - Operating		1,362	-	1,229	-
Payments Received In Advance		120	-	291	-
Accrued Expenses;					
- Interest on Bonds & Deposits		20	-	-	-
- Other Expenditure Accruals		801	-	1,318	-
Security Bonds, Deposits & Retentions		1,769	-	5,375	-
ATO - Net GST Payable		1,733	-	-	-
Other		123		120_	
Total Payables		5,928		8,333	
Borrowings					
Loans - Secured ¹		2.040	14,650	7,991	14,991
Total Interest Bearing Liabilities		2,040	14,650	7,991	14,991
Total litterest bearing Liabilities		2,040	14,030	7,331	14,331
Provisions					
Employee Benefits;					
Annual Leave		2,365	-	2,248	-
Long Service Leave		6,033	544	5,689	536
Gratuities		78	329	77	267
Sub Total - Aggregate Employee Benefits		8,476	873	8,014	803
Metropool Insurance Pool Claims		100	265	150	206
Other		582		531	-
Total Provisions		9,158	1,138	8,695	1,009
Total Davidalas Interest Designs					
Total Payables, Interest Bearing		47.400	45 700	25.040	46.000
<u>Liabilities & Provisions</u>		17,126	15,788	25,019	16,000
(i) Liabilities relating to Restricted Asset	ets	20		20	
		Current	Non Current	Current	Non Current
Externally Restricted Assets Nil					
Internally Restricted Assets Nil					
Total Liabilities relating to restricted assets	s S				

Loans are secured over the General Rating Income of Council
 Disclosures on Liability Interest Rate Risk Exposures, Fair Value Disclosures & Security can be found in Note 15.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 10a. Payables, Interest Bearing Liabilities & Provisions (continued)

\$ '000		
(ii) Current Liabilities not anticipated to be settled within the nex	t 12 months	
The following Liabilities, even though classified as current, are not expected to be settled in the next 12 months.	2008	2007
Provisions - Employees Benefits	4,142	4,222
	4,142	4.222

Note 10b. Description of and movements in Provisions

	2007			2008	
Class of Provision	Opening Balance as at 1/7/07	Additional Provisions	Decrease due to Payments	Remeasurement effects due to Discounting	Unused amounts reversed Closing Balance as at 30/6/08
Annual Leave	2,248	1,927	(2,032)	222	2,365
Long Service Leave	6,225	481	(744)	615	6,577
Gratuities	344	63	-		407
Metropool Insurance	356	9	-		365
Other	531	371	(320)	-	582
TOTAL	9,704	2,851	(3,096)	837	- 10,296

a. Employees Leave Entitlements & On-Costs represents those benefits accrued and payable and an estimate of those that will become payable in the future as a result of past service.

b. Self Insurance Provisions represent both (i) Claims Incurred but Not reported and (ii) Claims Reported & Estimated as a result of Council's being a self insurer up to certain levels of Excess.

c. Asset Remediation, Reinstatement & Restoration Provisions represent the Present Value estimate of future costs Council will incur in order to remove, restore & remediate assets &/or activities as a result of past operations.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 11. Cash Flow Statement - Additional Information

(a) Reconciliation of Cash Assets Total Cash & Cash Equivalent Assets Less Bank Overdraft 10			Actual	Actual
Total Cash & Cash Equivalent Assets	\$ '000	Notes	2008	2007
Total Cash & Cash Equivalent Assets	(a) Reconciliation of Cook Accets			
Less Bank Overdraft 10 - BALANCES as per STATEMENT of CASH FLOWS 6,670 7,74 (b) Reconcilitation of Net Operating Result to Cash provided from Operating Activities 31,975 60 Net Operating Result from Income Statement 31,975 60 Adjust for non cash items: 2 60 Depreciation & Amortisation 7,590 7,259 Net Losses/(Gains) on Disposal of Assets (29,689) (44 Share of Net (Profits) or Losses of Associates/Joint Ventures 244 45 *I-Movement in Operating Assets and Liabilities & Other Cash Items: 2 66 Decrease/(Increase) in Receivables (22,137) (66 66 Increase/(Decrease) in Provision for Doubtful Debts (22,137) (66 6 2 Decrease/(Increase) in Provision for Doubtful Debts (22,137) (66 2 2 1 4 6 2 2 1 4 6 2 2 1 1 6 2 2 1 1 1 1 1 1 1 1 <			0.070	7 744
BALANCES as per STATEMENT of CASH FLOWS 6,670 7,74			6,670	7,744
(b) Reconciliation of Net Operating Result to Cash provided from Operating Activities Net Operating Result from Income Statement Adjust for non cash items: Depreciation & Amortisation Net Losses/(Gains) on Disposal of Assets (29,689) (41 Share of Net (Profits) or Losses of Associates/Joint Ventures 244 45 */- Movement in Operating Assets and Liabilities & Other Cash Items: Decrease/(Increase) in Receivables Decrease/(Increase) in Provision for Doubtful Debts (22,137) (66 Increase/(Decrease) in Provision for Doubtful Debts (221) 14 Decrease/(Increase) in Other Current Assets 186 (17 Increase/(Decrease) in Payables Increase/(Decrease) in Payables Increase/(Decrease) in accrued Interest Payable Increase/(Decrease) in other accrued Expenses Payable (517) (37 Increase/(Decrease) in Other Current Liabilities (2,021) 3,83 Increase/(Decrease) in Other Provisions 60 (22 NET CASH PROVIDED FROM/(USED IN) OPERATING ACTIVITIES from CASH FLOW STATEMENT (1) OPERATING ACTIVITIES from CASH FLOW STATEMENT (2) Non-Cash Investing & Financing Activities Nil (d) Financing Arrangements (i) Unrestricted access was available at balance date to the following lines of credit: Bank Overdraft Facilities 1,000 1,00 Credit Cards / Purchase Cards		10 _		7.744
Net Operating Result from Income Statement Adjust for non cash items: Depreciation & Amortisation Net Losses/(Gains) on Disposal of Assets Share of Net (Profits) or Losses of Associates/Joint Ventures */- Movement in Operating Assets and Liabilities & Other Cash Items: Decrease/(Increase) in Receivables Cecase/(Increase) in Provision for Doubtful Debts Cecase/(Increase) in Inventories Cecase/(Increase) in Inventories Cecase/(Increase) in Other Current Assets Cecase/(Increase) in Payables Cecase/(Decrease) in Payables Cecase/(Decrease) in other accrued Interest Payable Cecase/(Decrease) in other accrued Expenses Payable Cecase/(Decrease) in Other Current Liabilities Cecase/(Decrease) in Other Current Liabilities Cecase/(Decrease) in Cecase) in Cecase Ceca	BALANCES as per STATEMENT of CASH FLOWS	-	6,670	7,744
Net Operating Result from Income Statement Adjust for non cash items: Depreciation & Amortisation Net Losses/(Gains) on Disposal of Assets Share of Net (Profits) or Losses of Associates/Joint Ventures */- Movement in Operating Assets and Liabilities & Other Cash Items: Decrease/(Increase) in Receivables Cecase/(Increase) in Provision for Doubtful Debts Cecase/(Increase) in Inventories Cecase/(Increase) in Inventories Cecase/(Increase) in Other Current Assets Cecase/(Increase) in Payables Cecase/(Decrease) in Payables Cecase/(Decrease) in other accrued Interest Payable Cecase/(Decrease) in other accrued Expenses Payable Cecase/(Decrease) in Other Current Liabilities Cecase/(Decrease) in Other Current Liabilities Cecase/(Decrease) in Cecase) in Cecase Ceca	(b) Reconciliation of Net Operating Result			
Adjust for non cash items: 7,590 7,250 Depreciation & Amortisation 7,590 7,250 Net Losses/(Gains) on Disposal of Assets (29,689) (41 Share of Net (Profits) or Losses of Associates/Joint Ventures 244 45 +/- Movement in Operating Assets and Liabilities & Other Cash Items: Decrease/(Increase) in Receivables (22,137) (66 Increase/(Decrease) in Provision for Doubtful Debts (22,137) (66 Increase/(Decrease) in Inventories (46) 2 Decrease/(Increase) in Inventories (46) 2 Decrease/(Increase) in Other Current Assets 186 (17 Increase/(Decrease) in Payables - - Increase/(Decrease) in Other Current Expandle - - Increase/(Decrease) in Other Current Liabilities (2,021) 3,83 Increase/(Decrease) in Other Current Liabilities (2,021) 3,83 Increase/(Decrease) in Other Provisions 60 (22 NET CASH PROVIDED FROM/(USED IN) - - OPERATING ACTIVITIES from CASH FLOW STATEMENT (13,911) 11,42 (c) Non-Cash Investing & Financing Activities - <td< td=""><td></td><td></td><td></td><td></td></td<>				
Depreciation & Amortisation 7,590 7,290 Net Losses/(Gains) on Disposal of Assets (29,689) (41	Net Operating Result from Income Statement		31,975	601
Net Losses/(Gains) on Disposal of Assets Share of Net (Profits) or Losses of Associates/Joint Ventures 244 45 */- Movement in Operating Assets and Liabilities & Other Cash Items: Decrease/(Increase) in Receivables Increase/(Decrease) in Provision for Doubtful Debts Cecase/(Increase) in Inventories Decrease/(Increase) in Other Current Assets 186 170 Increase/(Decrease) in Payables Increase/(Decrease) in Payables Increase/(Decrease) in other accrued Expenses Payable Increase/(Decrease) in Other Current Liabilities (2,021) 3,83 Increase/(Decrease) in Other Current Liabilities (2,021) 3,83 Increase/(Decrease) in Employee Leave Entitlements 532 45 Increase/(Decrease) in Other Provisions 60 22 NET CASH PROVIDED FROM/(USED IN) OPERATING ACTIVITIES from CASH FLOW STATEMENT (13,911) (14,911) 11,42 (c) Non-Cash Investing & Financing Activities Nil (d) Financing Arrangements (i) Unrestricted access was available at balance date to the following lines of credit: Bank Overdraft Facilities 1,000 1,000 Credit Cards / Purchase Cards 10 11 11 12	Adjust for non cash items:			
Share of Net (Profits) or Losses of Associates/Joint Ventures 244 45	Depreciation & Amortisation		7,590	7,297
+/- Movement in Operating Assets and Liabilities & Other Cash Items: Decrease/(Increase) in Receivables (22,137) (66 Increase) (Decrease) in Provision for Doubtful Debts (221) 14 Decrease/(Increase) in Inventories (46) 2 Decrease/(Increase) in Other Current Assets 186 (17 Increase) (Decrease) in Payables 133 46 Increase/(Decrease) in accrued Interest Payable - Increase/(Decrease) in other accrued Expenses Payable (517) (37 Increase/(Decrease) in Other Current Liabilities (2,021) 3,83 Increase/(Decrease) in Employee Leave Entitlements 532 45 Increase/(Decrease) in Other Provisions 60 (22 Increase) (Decrease) in Other Provisions 60 (22 Increase) (Decrease) in Other Provisions (60 Increase) (Decrease) (Decrease) in Other Provisions (60 Increase) (Decrease) in Other Provisions (60 Increase) (Decrease) (10 Increase) (D	Net Losses/(Gains) on Disposal of Assets		(29,689)	(414)
Decrease (Increase) in Receivables	Share of Net (Profits) or Losses of Associates/Joint Ventures		244	452
Increase (Decrease) in Provision for Doubtful Debts (221) 14	+/- Movement in Operating Assets and Liabilities & Other Cash Items:			
Decrease/(Increase) in Inventories	Decrease/(Increase) in Receivables		(22,137)	(667)
Decrease/(Increase) in Other Current Assets 186 (17 Increase/(Decrease) in Payables 133 46 Increase/(Decrease) in accrued Interest Payable - Increase/(Decrease) in other accrued Expenses Payable (517) (37 Increase/(Decrease) in Other Current Liabilities (2,021) 3,83 Increase/(Decrease) in Employee Leave Entitlements 532 45 Increase/(Decrease) in Other Provisions 60 (22 Increase/(Decrease) in Other Provisions 60 (22 NET CASH PROVIDED FROM/(USED IN) OPERATING ACTIVITIES from CASH FLOW STATEMENT (13,911) 11,42 (c) Non-Cash Investing & Financing Activities Nil (d) Financing Arrangements (i) Unrestricted access was available at balance date to the following lines of credit: Bank Overdraft Facilities 1,000	Increase/(Decrease) in Provision for Doubtful Debts		(221)	141
Increase/(Decrease) in Payables	Decrease/(Increase) in Inventories		(46)	25
Increase/(Decrease) in Payables	,		` '	(177)
Increase/(Decrease) in other accrued Expenses Payable (517) (37) Increase/(Decrease) in Other Current Liabilities (2,021) 3,83 Increase/(Decrease) in Employee Leave Entitlements 532 45 Increase/(Decrease) in Other Provisions 60 (22) Increase/(Decrease) in Employee Leave Entitlements 60 (22) Increase/(Decrease) in Other Current Liabilities 7 (13,911) 11,42 Increase/(Decrease) in Other Current Liabilities 7 (13,911) 11,42 Increase/(Decrease) in Employee Leave Entitlements 60 (22) Increase/(Decrease) in Other Current Liabilities 7 (13,911) 11,42 Increase/(Decrease) in Employee Leave Entitlements 60 (22) Increase/(Decrease) in Other Provisions 60 (22) Increase/(133	469
Increase/(Decrease) in other accrued Expenses Payable (517) (37) Increase/(Decrease) in Other Current Liabilities (2,021) 3,83 Increase/(Decrease) in Employee Leave Entitlements 532 45 Increase/(Decrease) in Other Provisions 60 (22) Increase/(Decrease) in Employee Leave Entitlements 60 (22) Increase/(Decrease) in Other Current Liabilities 7 (13,911) 11,42 Increase/(Decrease) in Other Current Liabilities 7 (13,911) 11,42 Increase/(Decrease) in Employee Leave Entitlements 60 (22) Increase/(Decrease) in Other Current Liabilities 7 (13,911) 11,42 Increase/(Decrease) in Employee Leave Entitlements 60 (22) Increase/(Decrease) in Other Provisions 60 (22) Increase/(Increase/(Decrease) in accrued Interest Payable		=	-
Increase/(Decrease) in Other Current Liabilities (2,021) 3,83 Increase/(Decrease) in Employee Leave Entitlements 532 45 Increase/(Decrease) in Other Provisions 60 (22 NET CASH PROVIDED FROM/(USED IN) OPERATING ACTIVITIES from CASH FLOW STATEMENT (13,911) 11,42 (c) Non-Cash Investing & Financing Activities Nil (d) Financing Arrangements (i) Unrestricted access was available at balance date to the following lines of credit: Bank Overdraft Facilities 1 1,000 1,000 Credit Cards / Purchase Cards 10 1			(517)	(375)
Increase/(Decrease) in Other Provisions 60 (22 NET CASH PROVIDED FROM/(USED IN) OPERATING ACTIVITIES from CASH FLOW STATEMENT (13,911) 11,42 (c) Non-Cash Investing & Financing Activities Nil (d) Financing Arrangements (i) Unrestricted access was available at balance date to the following lines of credit: Bank Overdraft Facilities 1 1,000 1,000 Credit Cards / Purchase Cards 10 1	· · · · · · · · · · · · · · · · · · ·		(2,021)	3,835
Increase/(Decrease) in Other Provisions 60 (22 NET CASH PROVIDED FROM/(USED IN) OPERATING ACTIVITIES from CASH FLOW STATEMENT (13,911) 11,42 (c) Non-Cash Investing & Financing Activities Nil (d) Financing Arrangements (i) Unrestricted access was available at balance date to the following lines of credit: Bank Overdraft Facilities 1 1,000 1,000 Credit Cards / Purchase Cards 10 1	Increase/(Decrease) in Employee Leave Entitlements		532	457
OPERATING ACTIVITIES from CASH FLOW STATEMENT (c) Non-Cash Investing & Financing Activities Nil (d) Financing Arrangements (i) Unrestricted access was available at balance date to the following lines of credit: Bank Overdraft Facilities 1,000 1,000 Credit Cards / Purchase Cards	, , ,		60	(220)
OPERATING ACTIVITIES from CASH FLOW STATEMENT (c) Non-Cash Investing & Financing Activities Nil (d) Financing Arrangements (i) Unrestricted access was available at balance date to the following lines of credit: Bank Overdraft Facilities 1,000 1,000 Credit Cards / Purchase Cards	NET CASH PROVIDED FROM/(USED IN)			, ,
(d) Financing Arrangements (i) Unrestricted access was available at balance date to the following lines of credit: Bank Overdraft Facilities ¹ 1,000 1,000 Credit Cards / Purchase Cards 10 1	· · · · · · · · · · · · · · · · · · ·	_	(13,911)	11,424
(d) Financing Arrangements (i) Unrestricted access was available at balance date to the following lines of credit: Bank Overdraft Facilities ¹ 1,000 1,00				
(i) Unrestricted access was available at balance date to the following lines of credit: Bank Overdraft Facilities 1,000 Credit Cards / Purchase Cards 10 1	Nil			
Bank Overdraft Facilities ¹ 1,000 1,000 Credit Cards / Purchase Cards 10 1	(d) Financing Arrangements			
Credit Cards / Purchase Cards 10 1	(i) Unrestricted access was available at balance date to the fol	llowing lines o	f credit:	
	Bank Overdraft Facilities ¹		1,000	1,000
Total Financing Arrangements 1,010 1,010	Credit Cards / Purchase Cards		10	10
	Total Financing Arrangements		1,010	1,010

^{1.} The Bank overdraft facility may be drawn at any time and may be terminated by the bank without notice. Interest rates on overdrafts are Interest Rates on Loans & Other Payables are disclosed in Note 15.

(ii) Secured Loan Liabilities

Loans are secured by a mortgage over future years Rate Revenue only.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 12. Commitments for Expenditure

\$ '000	Notes	Actual 2008	Actua 2007
(a) Capital Commitments (exclusive of GST)			
Capital expenditure committed for at the reporting date but not			
recognised in the financial statements as liabilities:			
Property, Plant & Equipment			
Buildings		898	32
Plant & Equipment		-	36
Furniture & Fittings		-	19
Roads		46	22
Parks		983	314
Drainage		352	_
Other		-	104
Total Commitments		2,279	527
These expenditures are payable as follows:		,	
Within the next year		2,279	527
Later than one year and not later than 5 years		2,213	521
Later than 5 years		_	
Total Payable		2,279	527
Sources for Funding of Capital Commitments:			
Unrestricted General Funds		2,279	527
Total Sources of Funding		2,279	527
Total Sources of Fulluling	_	2,219	321
(b) Other Expenditure Commitments (exclusive of GST)			
Other Non Capital expenditure committed for at the reporting			
date but not recognised in the financial statements as liabilities:			
Audit Services		-	35
Consultants		180	
Contractors		370	215
Materials		-	19
Other		141	-
Total Commitments		691	269
These expenditures are payable as follows:			
Within the next year		691	269
		-	-
Later than one year and not later than 5 years			
Later than one year and not later than 5 years Later than 5 years		<u> </u>	-

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

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3,901

1,509

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 12. Commitments for Expenditure (continued)

		Actual	Actual
\$ '000	Notes	2008	2007
(c) Finance Lease Commitments			
Not Applicable			
(d) Operating Lease Commitments (Non Cancellable)			
a. Commitments under Non Cancellable Operating Leases at the Reporting date, but not recognised as Liabilities are payable:			
Within the next year		1,115	724
Later than one year and not later than 5 years		980	785
Later than 5 years		1,806_	-

b. Non Cancellable Operating Leases include the following assets:

Computer Equipment, Motor Vehicles, Other Miscellaneous Assets

Contingent Rentals may be payable depending on the condition of items or usage during the lease term.

Conditions relating to Finance & Operating Leases:

Total Non Cancellable Operating Lease Commitments

- All Operating Lease Agreements are secured only against the Leased Asset.
- No Lease Agreements impose any financial restrictions on Council regarding future debt etc.
- (e) Investment Property Commitments

Not Applicable

(f) Remuneration Commitments

Commitments for the payment of salaries & other remuneration under long-term employment contracts in existence at reporting date but not recognised as liabilities are payable:

Within the next year	741	971
Later than one year and not later than 5 years	874	1,627
Later than 5 years		
Total Payable	1,615	2,598

(g) Investment in Associates / Joint Ventures - Commitments

For Capital Commitments and Other Commitments relating to Investments in Associates & Joint Ventures, refer to Note 19 (b)

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 13. Statement of Performance Measurement

\$ '000	Amounts 2008	Indicator 2008	Prior P	eriods 2006
Unrestricted Current Ratio Current Assets less all External Restrictions (1) Current Liabilities less Specific Purpose Liabilities (2,3)	48,464 12,984	3.73 : 1	1.25	1.67
2. Debt Service Ratio Debt Service Cost Revenue from Continuing Operations excluding Capital Items & Specific Purpose Grants/Contributions	9,457 95,146	9.94%	4.34%	4.46%
3. Rates & Annual Charges Coverage Ratio Rates & Annual Charges Revenue from Continuing Operations	43,058 101,960	42.23%	60.96%	61.33%
4. Rates, Annual Charges, Interest & Extra Charges Outstanding Percentage Rates, Annual & Extra Charges Outstanding Rates, Annual & Extra Charges Collectible	1,811 45,028	4.02%	3.84%	2.55%
5. Building & Infrastructure Renewals Ratio Asset Renewals (4) Depreciation, Amortisation & Impairment (Building & Infrastructure Assets)	3,471 4,589	75.64%	n/a	n/a

Notes

⁽¹⁾ Refer Notes 6-8 inclusive.
Also excludes any Real Estate & Land for resale not expected to be sold in the next 12 months

⁽²⁾ Refer to Note 10(a).

⁽³⁾ Refer to Note 10(c) - excludes all ELE not expected to be paid in the next 12 months.

⁽⁴⁾ Asset Renewals represents Capital Expenditure on the replacement, refurbishment or upgrade to an existing Asset/s.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 14. Investment Properties

	Actual	Actual
\$ '000	2008	2007

Council has not classified any Land or Buildings as "Investment Properties"

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 15. Financial Risk Management

\$ '000

Risk Management

Council's activities expose it to a variety of financial risks including (i) price risk, (ii) credit risk, (iii) liquidity risk and (iv) interest rate risk.

The Council's overall risk management program focuses on the unpredictability of financial markets and seeks to minimise potential adverse effects on the financial performance of the Council.

Council does not engage in transactions expressed in foreign currencies and is therefore not subject to foreign currency risk.

Financial risk management is carried out by Council's Finance Section under policies approved by the Council.

A comparison by category of the carrying amounts and fair values of Council's Financial Assets & Financial Liabilities recognised in the financial statements is presented below.

	Carrying Value		Fa	Fair Value	
	2008	2007	2008	2007	
Financial Assets					
Cash and Cash Equivalents	6,670	7,744	6,670	7,744	
Investments					
- "Held for Trading"	34,433	31,495	34,433	31,495	
Receivables	27,186	4,828	27,186	4,828	
Total Financial Assets	68,289	44,067	68,289	44,067	
Financial Liabilities					
Payables	5,808	8,042	5,788	8,042	
Loans / Advances	16,690_	22,982	16,690	22,982	
Total Financial Liabilities	22,498	31,024	22,478	31,024	

Fair Value is determined as follows:

- Cash & Cash Equivalents, Receivables, Payables are estimated to be the carrying value which approximates mkt value.
- Borrowings & Held to Maturity Investments -are based upon estimated future cash flows discounted but he current market interest rates applicable to assets & liabilities with similar risk profiles, unless quoted market prices are available.
- Financial Assets classified (i) "at far value through profit & loss" or (ii) Available for Sale are based upon quoted market prices at the reporting date or independent valuation.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 15. Financial Risk Management (continued)

\$ '000

(a) Cash & Cash Equivalents, Financial assets "at fair value through the profit & Loss", "Available-for-sale" financial assets & "Held-to-maturity" Investments

Council's objective is to maximise its return on cash & investments whilst maintaining an adequate level of liquidity and preserving capital.

Council's Financial Section manages it's Cash & Investments portfolio with the assistance of independent advisors.

Council has an Investment Policy which complies with the Local Government Act & Ministers Investment Order. This Policy is regularly reviewed by Council and it's staff and an Investment Report is tables before Council on a monthly basis setting out the portfolio breakup and its performance.

The major risk associated with Investments is price risk - the risk that the capital value of Investments may fluctuate due to changes in market prices, whether there changes are caused by factors specific to individual financial instruments or their issuers or are caused by factors affecting similar instruments traded in a market.

Cash & Investments are also subject to interest rate risk - the risk that movements in interest rates could affect returns and income.

A further risk associated with Cash & Investments is credit risk - the risk that the counterparty (to an investment) will not complete their obligations particular to a financial instrument, resulting in a financial loss to Council - be it of a capital or income nature.

Council manages these risks (amongst other measures) by diversifying its portfolio and only purchasing investments with high credit ratings or capital guarantees.

Council also seeks advice from its independent advisers before placing any funds in Cash Equivalents & Investments.

The following represents a summary of the sensitivity of Council's Income Statement and Accumulated Surplus (during the reporting period) due to a change in either the price of a financial asset or the interest rates applicable.

It is assumed that the change in interest rates would have been constant throughout the reporting period.

	Increase of Value	es or Rates	Decrease of Values or Rates	
2008	Profit	Equity	Profit	Equity
Impact of a 10% movement in Market Values	3,296	3,296	(3,296)	(3,296)
Impact of a 1% movement in Interest Rates	72	72	(72)	(72)
2007 Impact of a 10% movement in Market Values	3.150	3,150	(3,150)	(3,150)
Impact of a 1% movement in Interest Rates	77	77	(77)	(77)

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 15. Financial Risk Management (continued)

\$ '000

(b) Receivables

Council's major receivables comprise (i) Rates & Annual charges and (ii) User Charges & Fees.

The major risk associated with these receivables is credit risk - the risk that debts due and payable to Council may not be repaid in full.

Council manages this risk by monitoring outstanding debt and employing stringent debt recovery procedures. It also encourages ratepayers to pay their rates by the due date through incentives.

Credit risk on rates and annual charges is minimised by the ability of Council to secure a charge over the land relating to the debts. - that ie, the land can be sold to recover the debt. Council is also able to charge interest on overdue rates & annual charges at higher than market rates which further encourages the payment of debt.

The level of outstanding receivables is reported to Council monthly and benchmarks are set and monitored for acceptable collection performance.

Council makes suitable provision for doubtful receivables as required and carries out credit checks on most non-rate debtors.

There are no material receivables that have been subjected to a re-negotiation of repayment terms.

A profile of Council's receivables credit risk at balance date follows:

	2008	2008	2007	2007
	Rates &		Rates &	
	Annual	Other	Annual	Other
(i) Aging of Receivables	Charges	Receivables	Charges	Receivables
Current (not yet overdue)	32	25,542	1,460	4,579
Past due by up to 30 days	10	174		
Past due between 31 and 180 days	29	110		
Past due between 181 and 365 days	1,196	90		
Past due by more than 1 year	378	615		
_	1,645	26,531	1,460	4,579
(ii) Movement in Provision for Impairment of Receivables			2008	2007
Balance at the beginning of the year			1,211	1,070
+ new provisions recognised during the year			33	196
- amounts already provided for & written off this year			(254)	(55)
Balance at the end of the year			990	1,211

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For Decision

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 15. Financial Risk Management (continued)

\$ '000

(c) Payables & Borrowings

Payables & Borrowings are both subject to liquidity risk - the risk that insufficient funds may be on hand to meet payment obligations as and when they fall due.

Council manages this risk by monitoring its cash flow requirements and liquidity levels and maintaining an adequate cash buffer.

As well, payment terms can (in extenuating circumstances) be extended ad overdraft facilities can be drawn down.

The contractual undiscounted cash outflows (ie. principal and interest) of Council's Payables & Borrowings are set out in the Liquidity Table below:

\$ '000	Subject							Total	Actual
	to no		payable in:					Cash	Carrying
	maturity	≤ 1 Year	1-2 Yrs	2-3 Yrs	3-4 Yrs	4-5 Yrs	> 5 Yrs	Outflows	Values
2008									
Trade/Other Payables	1,769	4,019						5,788	5,808
Loans & Advances		3,208	3,020	2,770	2,539	2,254	9,288	23,079	16,690
Total Financial Liabilities	1,769	7,227	3,020	2,770	2,539	2,254	9,288	28,867	22,498
2007									
Trade/Other Payables	5,375	2,667						8,042	8,042
Loans & Advances		9,481	2,907	2,719	2,469	2,238	9,892	29,706	22,982
Total Financial Liabilities	5,375	12,148	2,907	2,719	2,469	2,238	9,892	37,748	31,024

Borrowings are also subject to interest rate risk - the risk that movements in interest rates could adversely affect funding costs & debt servicing requirements. Council manages this risk through the diversification of borrowing types, maturities & interest rate structures.

The following interest rates were applicable	20	008	2007		
to Council's Borrowings at balance date:	Carrying	Average	Carrying	Average	
	Value	Interest Rate	Value	Interest Rate	
Trade/Other Payables	5,808	0.0%	8,042	0.0%	
Loans & Advances - Fixed Interest Rate	16,690	6.8%	22,982	6.6%	
	22,498		31,024		

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

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Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 16. Material Budget Variations

\$ '000

Council's Original Financial Budget for 07/08 was incorporated as part of its Management Plan and was adopted by the Council on 19 June 2007.

While the Income Statement included in this General Purpose Financial Report must disclose the Original Budget adopted by Council, the Local Government Act permits Council to review its Financial Budget on a Quarterly Basis, so that it is able to manage the various movements in actuals versus budget that invariably occur throughout the year.

This Note sets out the details of MATERIAL VARIATIONS between Council's Original Budget and its Actual results for the year as per the Income Statement - even though such variations may have been adjusted for during each Quarterly Budget Review.

Material Variations represent those variances that amount to 10% or more of the original budgeted figure.

Note that for Variations: \mathbf{F} = Favourable Budget Variation, \mathbf{U} = Unfavourable Budget Variation

	2008	2008	2		
\$ '000	Budget	Actual	Variance*		
REVENUES					
Rates & Annual Charges	42,231	43,058	827	2.0%	F
User Charges & Fees	10,030	10,670	640	6%	F
Interest & Investment Revenue	1,894	2,846	952	50%	F
A number of capital projects have not yet be still held in investments earning interest, pro			-	Hence, fur	ids are
Other Revenues	4,652	5,446	794	17%	F
A number of sources of income exceed anti include Fines Income and Ex-Gratia Rates received by Council during the financial yea	Income. Also, a one of		•		
Operating Grants & Contributions	6,081	7,428	1,347	22%	F
Operating Grants & Contributions includes to reported to Council in July 07 for \$674K. The and a Waste Initiative project also received	ne USWIM Collaborativ	e project included	an additiona	•)
Capital Grants & Contributions	2,264	2,823	559	25%	F
. ,	2,264 primarily due to the high	2,823		559	559 25%

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 16. Material Budget Variations (continued)

\$ '000	2008 2008 Budget Actual		2008 Variance*		
REVENUES (continued)					
Net Gains from Disposal of Assets	1,861	29,689	27,828	1495%	-
Council exceeded its budgeted expectation	· · · · · · · · · · · · · · · · · · ·				nt
land in Tempe. Other additional sales inclu	de the Sale of Warne P	lace for approxin	nately \$1.15N	1.	
EXPENSES					
Employee Benefits & On-Costs	38,272	34,866	3,406	9%	F
Borrowing Costs	1,480	1,462	18	1%	F
Materials & Contracts	20,630	21,581	(951)	(5%)	ι
Depreciation & Amortisation	7,083	7,590	(507)	(7%)	ι
Other Expenses	4,977	4,242	735	15%	F
Due to the accounting treatment of Council	l's \$529K contribution p	aid to Metro Poo	l in Note 19. '0	Other Expe	n

Due to the accounting treatment of Council's \$529K contribution paid to Metro Pool in Note 19, 'Other Expenses' have a favourable variance.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 17. Statement of Developer Contributions

\$ '000

Under Section 94 & Section 94A of the Environmental Planning and Assessment Act 1979, a Council may require (i) the payment of a monetary contribution or dedication of land or (ii) a % levy on the value of development, in relation to developme works that are subject to a development consent issued by Council.

These developer contributions (under S94) or developer levies (under S94A) must be spent specifically for the purpose they were levied and any interest applicable to unspent funds must be attributed to the funds and also spent in accordance with the purpose levied.

As well, Council may under Section 93F enter into a Planning Agreement with Developers under which the developer is required to either dedicate land free of cost, pay a monetary contribution, or provide any other material public benefit (or any combination of the three) to be used for or applied towards a public purpose.

S94F funds are also required to be spent on the public purposes nominated within each individual Planning Agreement.

The following tables detail the receipt, interest and use of the above contributions & levies and the value of all remaining funds which are "restricted" in use by their nature and must be spent for the specific purposes raised.

SUMMARY OF CON	SUMMARY OF CONTRIBUTIONS & LEVIES								Projections		
		Rece	eived	Interest	Ехр.	Internal	Held as		Exp	Over or	
PURPOSE	Opening	durin	g Year	earned	during	Borrowing	Restricted	Future	still	(under)	
	Balance	Cash	Non Cash	in Yr	Yr	(to)/from	Asset	income	outstanding	Funding	
Drainage	52	-	-	3	-	-	55	-	-	55	
Roads	63	-	-	3	-	-	66	-	-	66	
Traffic Facilities	944	329	-	75	(21)	-	1,327	58	(789)	596	
Parking	250	-	-	15	-	-	265	-	(40)	225	
Open Space	5,953	1,362	-	310	(2,144)	-	5,481	605	(3,618)	2,468	
Community Facilities	211	260	-	28	-	-	499	67	-	566	
Other	872	49	-	55	-	-	976	38	(15)	999	
S94 Contributions -	8,345	2,000	-	489	(2,165)	_	8,669	768	(4,462)	4,975	
under a Plan					, , ,						
S94A Levies - under a Plan	-	-	-	-	-	-	-	-	-	-	
Total S94 Revenue Under Plans	8,345	2,000	-	489	(2,165)	-	8,669	768	(4,462)	4,975	
S94 not under Plans	415	-	_	25	-	-	440	-	-	440	
S93F Planning Agreements	_	-		-	_	-	_	-	-	-	
S64 Contributions		_	_	-	-	-			_	_	
Total Contributions	8,760	2,000	-	514	(2,165)	-	9,109	768	(4,462)	5,415	

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 17. Statement of Developer Contributions (continued)

\$ '000

S94 CONTRIBUTIONS - UNDER A PLAN

CONTRIBUTION PLAN NUMBER 1								Projections		
		Rec	eived	Interest	Ехр.	Internal	Held as		Ехр	Over or
PURPOSE	Opening	durin	g Year	earned	during	Borrowing	Restricted	Future	still	(under)
	Balance	Cash	Non Cash	in Yr	Yr	(to)/from	Asset	income	outstanding	Funding
Drainage	52	-	-	3	-	-	55	-	-	55
Roads	63	-	-	3	-	-	66	-	-	66
Traffic Facilities	944	329	-	75	(21)	-	1,327	58	(789)	596
Parking	250	-	-	15	-	-	265	-	(40)	225
Open Space	5,953	1,362	-	310	(2,144)	-	5,481	605	(3,618)	2,468
Community Facilities	211	260	-	28	-	-	499	67	-	566
Other	872	49	-	55	-	-	976	38	(15)	999
Total	8,345	2,000	-	489	(2,165)	-	8,669	768	(4,462)	4,975

S94 CONTRIBUTIONS - NOT UNDER A PLAN

								Projections		
		Rec	eived	Interest	Ехр.	Internal	Held as		Ехр	Over or
PURPOSE	Opening	durin	g Year	earned	during	Borrowing	Restricted	Future	still	(under)
	Balance	Cash	Non Cash	in Yr	Yr	(to)/from	Asset	income	outstanding	Funding
Drainage	-	-	-	-	-	-	-	-	-	-
Roads	22	-	-	2	-	-	24	-	-	24
Traffic Facilities	-	-	-	-	-	-		-	-	-
Parking	392	-	-	23	-	-	415	-	-	415
Open Space	1	-	-	-	-	-	1	-	-	1
Community Facilities	-	-	-	-	-	-	-	-	-	-
Other	-	-	-	-	-	-	-	-	-	-
Total	415	-	-	25	-	-	440	-	-	440

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 18. Contingencies & Other Assets/Liabilities Not Recognised

\$ '000

The following assets and liabilities do not qualify for recognition in the Balance Sheet, but their knowledge & disclosure is considered relevant to the users of Council's Financial Report.

LIABILITIES NOT RECOGNISED:

2. Other Liabilities

(i). Third Party Claims

The Council is involved from time to time in various claims incidental to the ordinary course of business including claims for damages relating to its services.

Council believes that it is appropriately covered for all claims through its Insurance Coverage and does not expect any material liabilities to eventuate.

(ii) S94 Plans

Council levies Section 94/94A Contributions upon various development across the Council area through the required Contributions Plans.

As part of these Plans, Council has received funds for which it will be required to expend the monies in accordance with those Plans.

As well, these Plans indicate proposed future expenditure to be undertaken by Council, which will be funded by making levies and receipting funds in future years.

These future expenses do not yet qualify as liabilities as of the Reporting Date, but represent Councils intention to spend funds in the manner and timing set out in those Plans.

ASSETS NOT RECOGNISED:

(i) Infringement Notices/Fines

Fines & Penalty Income, the result of Council issuing Infringement Notices is followed up and collected by the Infringement Processing Bureau.

Councils Revenue Recognition policy for such income is to account for it as revenue on receipt.

Accordingly, at Year End, there is a potential asset due to Council representing issued but updated Infringement Notices.

Due to the limited information available on the status, value and duration of outstanding Notices, Council is unable to determine the value of outstanding income.

(ii) Defined Benefit Superannuation Contribution Plans

Council participates in an employer sponsored Defined Benefit Superannuation Scheme, and makes contributions as determined by the Superannuations Trustees.

The Local Government Superannuation Scheme however, has advised that it is unable to provide Council with an accurate estimate of its share of the Defined Benefit Schemes assets and liabilities in accordance with AASB 119.

The Scheme's most recent full actuarial review indicated that the Net Assets of the Scheme were more than sufficient to meet the accrued benefits of the Schemes defined benefit member category.

Council has not recorded any asset in these Financial Reports to represent any future economic benefit relating to the Scheme's Financial Position, nor has it recorded any movements in the Scheme's Financial Position in these Accounts.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

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Financial Report 2008

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 18. Contingencies & Other Assets/Liabilities Not Recognised (continued)

\$ '000

(ii) Defined Benefit Superannuation Contribution Plans (continued)

Accordingly, contributions made to the defined benefit scheme are recognised as an expense when they become payable - similar to accounting for a defined contributions plan.

(iii) Land Under Roads

As permitted under AASB 1045 and in accordance with DLG recommendations, Council has not brought to account in these Reports the value of Land Under Roads.

This is due to the divergence of opinion as to what value should be ascribed to such assets.

At present, the transitional period for deferral of recognition ends on 1 July, 2008.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

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Marrickville Council

Notes to the Financial Statements for the financial year ended 30 June 2008

Note 19. Controlled Entities, Associated Entities & Interests in Joint Ventures

\$ '000

Council's objectives can and in some cases are best met through the use of separate entities & operations.

These operations and entities range from 100% ownership and control through to lower levels of ownership and control via co-operative arrangements with other Councils, Bodies and other Outside Organisations.

The accounting and reporting for these various entities, operations and arrangements varies in accordance with accounting standards, depending on the level of Councils (i) interest and (ii) control and the type (form) of entity/operation, as follows;

Subsidiaries

Operational Arrangements where Councils Control (but not necessarily Interest) exceeds 50%

Note 19(a)

Associated Entities & Joint Venture Entities

Arrangements in the form of a Separate Entity that deploys the resources of the operation itself. Under Associated Entities, Council significantly influences the operations (but does not control them, whilst for JV Entities, Council Jointly Controls the Operations with other parties.

Note 19(b)(i)&(ii)

Joint Venture Operations

Arrangements that do not comprise an actual individual entity which can deploy the resources of the individual participants. Under JV Operations, Council Jointly Controls the operations with the Other Parties involved.

Note 19(c)

Subsidiaries, Associated Entities and Joint Ventures Not Recognised

Note 19(d)

Accounting Recognition:

- (i) Subsidiaries disclosed under Note 19(a), and Joint Venture Operations disclosed at Note 19(c), are accounted for on a Line by Line Consolidation basis within the Statements of Financial Performance and Financial Position.
- (ii) Associated Entities and Joint Venture Entities as per Notes 19(b)(i) & (ii) are accounted for using the Equity Accounting Method and are disclosed as a 1 line entry in the Statement of Financial Performance and Financial Position:

	Council's Share	of Net Income	Council's Share of Net Assets		
	Actual	Actual	Actual	Actual	
	2008	2007	2008	2007	
Associated Entities	(244)	(452)	1,029	744	
Joint Venture Entities					
Total	(244)	(452)	1,029	744	

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 19. Controlled Entities, Associated Entities & Interests in Joint Ventures

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19(a) Subsidiaries (ie. Entities & Operations controlled by Council)

Council has no interest in any Subsidiaries.

19(b) Associated Entities & Joint Venture Entities

(i) ASSOCIATED ENTITIES

(a) Net Carrying Amounts - Council's Share

Name of Entity	Principal Activity	2008	2007
Metro Pool	Insurance	1,029	744
Total Carrying Amounts - Associated I	Entities	1,029	744

(b) Relevant Interests	Interest in		Interest in		Proportion of	
	Outputs		Ownership		Voting Power	
Name of Entity	2008	2007	2008	2007	2008	2007
Metro Pool	19%	18%	18%	18%	11%	11%

(c) Movement in Carrying Amounts of Councils Equity Interest

		Metro	Pool
		2008	2007
Opening Balance		744	667
Share in Operating Result		(244)	(452)
New Capital Contributions		529_	529
Councils Equity Share in the Joint Venture Entity	 	1,029	744

(d) Summarised Financial Information of Associated Entities - Council's Share

2008	Assets	Liabilities	Net Assets	Revenues	Profit
Metro Pool	2,463	1,434	1,029		(244)
Totals	2,463	1,434	1,029		(244)
2007	Assets	Liabilities	Net Assets	Revenues	Profit
2007 Metro Pool	Assets	Liabilities	Net Assets	Revenues	Profit (452)

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

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Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 19. Controlled Entities, Associated Entities & Interests in Joint Ventures

2008	2007
-	-
-	-
	-
2008	2007
100%	100%
100%	100%
	2008 100%

(ii) JOINT VENTURE ENTITIES

Council has no interests in any Joint Venture Entities

19(c) Joint Venture Operations

Council has no interest in any Joint Venture Operations.

19(d) Subsidiaries, Associated Entities & Joint Venture Operations Not Recognised

All Subsidiaries, Associated Entities & Joint Ventures have been recognised where applicable.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 20. Equity - Retained Earnings and Revaluation Reserves

Notes	Actual 2008	Actual 2007
	534,119	533,518
20 (c)	667	667
	-	-
	-	-
	31,975	601
	-	-
,	<u>-</u>	-
,	566,761	534,786
	150,439	-
1	150,439	-
	_	_
9(a)	150 439	_
` '	-	_
		_
,	150,439	-
1	· ·	
	150,439	
		534,119 20 (c) 534,119 20 (c) 667 - 31,975 - 566,761 150,439 150,439 150,439 150,439 9(a) 150,439 - 9(a) 150,439 - 9(a) 150,439

(iii). Nature & Purpose of Reserves

Infrastructure, Property, Plant & Equipment Revaluation Reserve

- The Infrastructure, Property, Plant & Equipment Revaluation Reserve is used to record increments/decrements of Non Current Asset values due to their revaluation.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

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Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

'000 Notes	Actual 2008	Actua 2007
c. Correction of Error/s relating to a Previous Reporting Period		
Accounting for Associated Entities		
Council has reviewed its relationship with an Insurance Pool, Metropool and has classified it as an Associated Entity.		
Council's equity in Metropool should have been brought to account in prior years, and accordingly the Comparative figures have been. amended.		
Opening Accumulated Surplus as at 1/7/06 has increased to reflect Council's share of equity in Metropool as at that date:	667	
Countrie of a cyanty in monopoor as at that date.	007	
Net Expenses for the 06/07 Year reduced by \$77K, representing the difference between Council's Contribution of \$529K (previously	77	
recognised as an expense) and and Council's share of the Metropool Operations which was only \$452K & has been recognised as Council's share in Associated Entities.		
In accordance with AASB 108 - Accounting Policies, Changes in Accounting Estimates and Errors, the above Prior Period Errors		
have been recognised retrospectively.		
These amounted to the following Equity Adjustments:		
- Adjustments to Opening Equity - 1/7/06	667	
(relating to adjustments for the 30/6/06 reporting year end and prior periods)		
- Adjustments to Closing Equity - 30/6/07 (relating to adjustments for the 30/6/07 year end)	-	•
Total Prior Period Adjustments - Prior Period Errors	667	
I. Voluntary Changes in Accounting Policies		
Council made no voluntary changes in any accounting policies during the year.		

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Notes to the Financial Statements for the financial year ended 30 June 2008 Note 21. Reinstatement, Rehabilitation & Restoration Liabilities s '000 Council has legal/public obligations to make restore, rehabilitate and reinstate the following assets/operate Estimated	
Note 21. Reinstatement, Rehabilitation & Restoration Liabilities \$ '000 Council has legal/public obligations to make restore, rehabilitate and reinstate the following assets/operated year of NPV of Prov. Asset/Operation restoration 2008 Tempe Tip 2007 - Balance at End of the Reporting Period 10 - Output Period 10 Output Period 10 - Output Period 10 Outpu	
Council has legal/public obligations to make restore, rehabilitate and reinstate the following assets/operat Estimated year of NPV of Prov.	
Council has legal/public obligations to make restore, rehabilitate and reinstate the following assets/operated year of NPV of Prov Asset/Operation restoration 2008 Tempe Tip 2007 - Balance at End of the Reporting Period 10 - Under AASB 116 - Property, Plant & Equipment, where the use of an asset results in the obligation to distor remove the asset and restore the site on which the asset stands, an estimate of such costs is required included in the cost of the asset. An equivalent liability must be recognised under AASB 137 - Provisions, Contingent Liabilities and Contin Assets. The provision has been calculated by determining the present value of the future expenditures expected to incurred. The discount rate used is the risk free borrowing rate applicable to Council.	
Estimated year of NPV of Prov. Asset/Operation 2008 Tempe Tip 2007	
Asset/Operation Tempe Tip Balance at End of the Reporting Period Under AASB 116 - Property, Plant & Equipment, where the use of an asset results in the obligation to distor remove the asset and restore the site on which the asset stands, an estimate of such costs is required included in the cost of the asset. An equivalent liability must be recognised under AASB 137 - Provisions, Contingent Liabilities and Contin Assets. The provision has been calculated by determining the present value of the future expenditures expected to incurred. The discount rate used is the risk free borrowing rate applicable to Council.	ions;
Balance at End of the Reporting Period Under AASB 116 - Property, Plant & Equipment, where the use of an asset results in the obligation to distor remove the asset and restore the site on which the asset stands, an estimate of such costs is required included in the cost of the asset. An equivalent liability must be recognised under AASB 137 - Provisions, Contingent Liabilities and Contin Assets. The provision has been calculated by determining the present value of the future expenditures expected to incurred. The discount rate used is the risk free borrowing rate applicable to Council.	rision 2007
or remove the asset and restore the site on which the asset stands, an estimate of such costs is required included in the cost of the asset. An equivalent liability must be recognised under AASB 137 - Provisions, Contingent Liabilities and Contin Assets. The provision has been calculated by determining the present value of the future expenditures expected t incurred. The discount rate used is the risk free borrowing rate applicable to Council.	
Assets. The provision has been calculated by determining the present value of the future expenditures expected t incurred. The discount rate used is the risk free borrowing rate applicable to Council.	
incurred. The discount rate used is the risk free borrowing rate applicable to Council.	igent
Reconciliation of movement in Provision for year:	to be
Balance at beginning of year - Expenditure incurred attributable to Provisions Total - Reinstatement, rehabilitation and restoration provision -	337 (337) -
Note 22. Non Current Assets/Liabilities classified as "Held for Sale"	
Council did not classify any Non Current Assets or Disposal Groups as "Held for Sale".	

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 23. Events occurring after Balance Sheet Date

\$ '000

Events that occur after the reporting date of 30 June 2008, up to and including the date when the financial report is "authorised for issue" have been taken into account in preparing this financial report.

Council has adopted the date of receipt of the Auditors' Report as the appropriate "authorised for issue" date relating to this General Purpose Financial Report.

Accordingly, the "authorised for issue" date is 20/8/08.

Events that occur after the Reporting Date represent one of two types:

(i) Events that have provided evidence of conditions that existed at the Reporting Date

These financial reports (and the figures therein) incorporate all "adjusting events" that provided evidence of conditions that existed at 30 June 2008.

(ii) Events that have provided evidence of conditions that arose after the Reporting Date

These financial reports (and figures therein) do not incorporate any "non adjusting events" that have occurred after 30 June 2008 and which are only indicative of conditions that arose after 30 June 2008.

Council is unaware of any material or significant "non adjusting events" that should be disclosed.

Note 24. Discontinued Operations

Council has not classified any of its Operations as "Discontinued".

Note 25. Intangible Assets

Intangible Assets represent identifiable non-monetary asset without physical substance.

Council is unaware of any control over Intangible Assets that warrant their recognition in the Financial Reports, including either internally generated and developed assets or purchased assets.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Financial Report 2008

Marrickville Council

Notes to the Financial Statements

for the financial year ended 30 June 2008

Note 26. Additional Council Disclosures - Council Information

Principal Place of Business:

2-14 Fisher Street Petersham NSW 2049

Contact DetailsOpening HoursMailing Address:WeekdaysPO Box 148:30 am to 5:00 pm

Petersham NSW 2049

 Telephone:
 02 9335 2222
 Internet:
 www.marrickville.nsw.gov.au

 Facsimile:
 02 9335 2029
 Email:
 council@marrickville.nsw.gov.au

Officers

GENERAL MANAGER

Kim Anson

RESPONSIBLE ACCOUNTING OFFICER

Brian Barrett

PUBLIC OFFICER
Nellette Kettle

AUDITORSPricewaterhouse Coopers

Other Information

ABN: 52 659 768 527

Elected Members

MAYOR

Dimitrios Thanos

COUNCILLORS

Peter Olive Sam Byrne Fiona Byrne Barry Cotter Colin Hesse Sam Iskandar Saeed Khan Victor Macri

Rae Owen Penny Sharpe Morris Hanna OAM

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Marrickville Council

SPECIAL SCHEDULES for the year ended 30 June 2008



"a diverse, vibrant and innovative community"

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Special Schedules 2008

Marrickville Council

Special Schedules

for the financial year ended 30 June 2008

Contents		Page
Special Schedules ¹		
- Special Schedule No. 1	Net Cost of Services	2
- Special Schedule No. 2(a) - Special Schedule No. 2(b)	Statement of Long Term debt (all purposes) Statement of Internal Loans (Sect. 410(3) LGA 1993)	5 6
- Special Schedule No. 3 - Special Schedule No. 4	Water Supply - Income Statement Water Supply - Balance Sheet	n/a n/a
- Special Schedule No. 5 - Special Schedule No. 6	Sewerage Service - Income Statement Sewerage Service - Balance Sheet	n/a n/a
- Notes to Special Schedules No. 3 & 5		n/a
- Special Schedule No. 7	Condition of Public Works	7
- Special Schedule No. 8	Financial Projections	10

Background

- (i) These Special Schedules have been designed to meet the requirements of special purpose users such as;
 - the NSW Grants Commission
 - the Australian Bureau of Statistics (ABS),
 - the Department of Energy, Utilities & Sustainability (DEUS), and
 - the Department of Local Government (DLG).
- (ii) The financial data is collected for various uses including;
 - the allocation of Financial Assistance Grants,
 - the incorporation of Local Government financial figures in national statistics,
 - the monitoring of loan approvals,
 - the allocation of borrowing rights, and
 - the monitoring of specific service financial activities.

¹ Special Purpose Schedules are not audited.

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Special Schedules 2008

Marrickville Council

Special Schedule No. 1 - Net Cost of Services

for the financial year ended 30 June 2008

Function or Activity		ses from operations	contin	ncome fron Juing opera	tions		ost of vices
,	Expenses	Group Totals	Non Capital Revenues	Capital Revenues	Group Totals	Net Cost	Group Totals
Governance	548	548	_	-		(548)	(548
Administration							
Corporate Support	10,835		116	2,000		(8,719)	
Engineering and Works	15,587		34,690	-		19,103	
Other Support Services	-	26,422	-	-	36,806	-	10,384
Public Order and Safety							
Contributions to Fire Service Levy	-		-	-		-	
Fire Protection – Other	823		-	-		(823)	
Animal Control	-		-	-		-	
Beach Control	-		-	-		-	
Enforcement of Local Govt Regs	794		1,869	-		1,075	
Emergency Services	25		-	-		(25)	
Other	-	1,642	-	-	1,869	-	227
Health							
Administration and Inspection	102		68	-		(34)	
Immunisations	-		-	-		-	
Food Control	-		-	-		-	
Insect/Vermin Control	-		-	-		-	
Noxious Plants	-		-	-		-	
Health Centres	23		-	-		(23)	
Other	-	125	-	-	68	-	(57
Community Services and Education							
Administration	2,127		355	-		(1,772)	
Family Day Care	479		534	-		55	
Child Care	5,917		5,875	-		(42)	
Youth Services	132		16	-		(116)	
Other Families and Children	-		-	-		-	
Aged and Disabled	1,071		850	-		(221)	
Migrant Services	94		-	-		(94)	
Aboriginal Services	77		1	-		(76)	
Other Community Services	120		-	-		(120)	
Education	_	10,017	_	_	7,631	_	(2,386

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Special Schedules 2008

Marrickville Council

Special Schedule No. 1 - Net Cost of Services (continued) for the financial year ended 30 June 2008

\$'000 Expenses from Income from Net Cost of continuing operations continuing operations Services **Function or Activity** Non Capital Capital Group Expenses Group Totals Net Cost Group Totals Revenues Revenues **Housing and Community** Amenities Housing 10 3,159 1,419 (1,740)Town Planning Domestic Waste Management 3,283 7,541 10.824 Other Waste Management Street Cleaning 7,666 (7,665)Other Sanitation and Garbage Drainage Stormwater Management 759 3 45 (711)1,228 Environmental Protection 1,224 Public Cemeteries Public Conveniences Other Community Amenities 2 20,352 22 13,552 20 (6,800)Water Supplies Sewerage Services **Recreation and Culture** Public Libraries 2,935 228 (2,707)Museums Art Galleries Community Centres Public Halls 961 166 15 (780)Other Cultural Services Swimming Pools 558 113 40 (405)Sporting Grounds 356 287 (69)374 Parks and Gardens (Lakes) 1,205 (754)77 1,300 Other Sport and Recreation 6.015 (4,715)Fuel and Energy Gas Supplies Mining, Manufacturing and Construction **Building Control** Abattoirs Quarries and Pits Other

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Special Schedules 2008

Marrickville Council

Special Schedule No. 1 - Net Cost of Services (continued) for the financial year ended 30 June 2008

\$'000

\$ 000		es from operations		ncome fror			ost of vices
Function or Activity	Expenses	Group Totals	Non Capital Revenues		Group Totals	Net Cost	Group Totals
Transport and Communication							
Urban Roads (UR) - Local	1,754		1,515	95		(144)	
Urban Roads - Regional	390		252	-		(138)	
Sealed Rural Roads (SRR) - Local	-		-	-		-	
Sealed Rural Roads - Regional	-		-	-		-	
Unsealed Rural Roads (URR) - Local	-		-	-		-	
Unsealed Rural Roads - Regional	-		-	-		-	
Bridges on UR - Local	-		-	-		-	
Bridges on UR - Regional	-		-	-		-	
Bridges on SRR - Local	-		-	-		-	
Bridges on SRR - Regional	-		-	-		-	
Bridges on URR - Local	-		-	-		-	
Bridges on URR - Regional	-		-	-		-	
Footpaths	1,170		-	-		(1,170)	
Aerodromes	-		-	-		-	
Parking Areas	113		-	-		(113)	
Bus Shelters and Services	24		69	-		45	
Water Transport	-		-	-		-	
RTA Works (State)	-		-	-		-	
Street Lighting	1,166		231	-		(935)	
Other	3	4,620	-	254	2,416	251	(2,204)
Economic Affairs							
Camping Areas	-		-	-		-	
Caravan Parks	-		-	-		-	
Tourism and Area Promotion	-		-	-		-	
Industrial Development Promotion	-		-	-		-	
Saleyards and Markets	-		-	-		-	
Real Estate Development	-		-	-		-	
Commercial Nurseries	-		-	-		-	
Other Business Undertakings	-	-	-	-	-	-	-
Totals – Functions		69,741	60,819	2,823	63,642		(6,099)
General Purpose Revenues ⁽¹⁾			38,343		38,343	38,343	38,343
Share of interests - joint ventures &							
associates using the equity method	244	244	-		-	(244)	(244)
NET OPERATING RESULT FOR YEAR	60.005		00.400	0.000	404.005	20.000	22.000
RESULI FUR TEAR	69,985		99,162	2,823	101,985	32,000	32,000

Notes

(1) Includes: Rates & Annual Charges (incl. Ex Gratia), Non Capital General Purpose Grants & Interest on Investments (excl. Restricted Assets)

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Special Schedules 2008

\$,000											
	Princ	Principal outstanding	ding	New	Debt redemption	emption			Princ	Principal outstanding	ding
	at begi	at beginning of the year	e year	Loans	during the year	ne year	Transfers Interest	Interest	at the	at the end of the year	year
Classification of Debt	Current	Non Current	Total	Total during the	From Revenue	Sinking Funds	Funds	for Year	Current	Non Current	Total
(
Loans (by Source)											
Commonwealth Government	1	1	•							1	•
Treasury Corporation	1	1	•							1	•
Other State Government	1	1	•							•	•
Public Subscription	•	1	•							•	•
Financial Institutions	7,991	14,991	22,982	1,703	7,995			1,462	2,040	14,650	16,690
Other	•	1	•							•	•
Total Loans	7,991	14,991	22,982	1,703	7,995	•	•	1,462	2,040	14,650	16,690
Other Long Term Debt											
Ratepayers Advances	•	•	•							•	•
Government Advances	•	•	•							•	•
Finance Leases	•	•	•							•	•
Deferred Payments	1	•	•							•	•
Total Long Term Debt	•	•	•	•	•	•	•	•	•	•	•
Total Debt	7 991	14.991	22.982	1.703	7,995	•	'	1.462	2.040	14.650	16.690
			l)) Î						î	1)

Special Schedule No. 2(a) - Statement of Long Term Debt (all purpose) for the financial year ended 30 June 2008

Marrickville Council

This Schedule is prepared using the Face Value of debt obligations, rather than Fair Value (as per the GPFR's). Notes: Excludes (i) Internal Loans & (ii) Principal Inflows/Outflows relating to Loan Re-Financing. page 5

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Special Schedules 2008

Principal Outstanding at end of year (Principal & Interest) Total repaid during the year Amount originally raised Domestic Waste Management Borrower (by purpose)

Special Schedule No. 2(b) - Statement of Internal Loans [Section 410(3) LGA 1993] for the financial year ended 30 June 2008

Marrickville Council

Summary of Internal Loans

\$,000

General

Water Sewer Note: The summary of Internal Loans (above) represents the total of Council's Internal Loans categorised according to the borrower.

Details of Individual Internal Loans

 ō		-
of Rate of	ity Interest	
Term Dates of	(years) Maturity	
Date of Minister's Date Raised		
Date of Minister's	Approval	
Lender	(by purpose)	
Borrower	(by purpose)	Totals

page 6

Other Gas

Totals

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Special Schedules 2008

Paper Pape	\$,000									:		
Asset Category Rate Expense Popticiation Carryling Asset Category Council Offices Community Centre Community Centres (B) 2.00% Coost Community Centres (B) 2.00% Coost Community Centres (B) 2.00% Control Control Control Centre Community Centres (B) 2.00% Community Centres (C) Community Centres (C) 2.00% Community Centres (C) Community Centres (C) 2.00% Community Centres (C) Communi			Dep'n.	Dep'n.		Acc	cumulated			Estimated cost to		·
LASS Asset Category per Note 1 per Note 4 CCCCCCCCCCC per Accordation Impairment (WDD) Condition* condition* Minte			Rate (%)	Expense (\$)		Del	preciation &	Carrying Amount	Asset	bring up to a satisfactory	Required ⁽²⁾ Annual	Current ⁽³ Annual
Council Offices Der Note 4 Coccession Council Offices A 50 456 A 50 A 56 A 57 A 56 A 56 A 57 A 56 A 56 A 56 A 57 A 56 A 57 A 56 A 57 A 56 A 57	ASSET CLASS	Asset Category			Cost Va		npairment	(WDV)	Condition#	condition standard (1)	M'ntce	M'ntce
Council Offices 200% 945 245 245 256 New Civic Centre 200% - 2 0,0% - 3 450 456 456 Marrickville Deport 200% - 2 1,650 377 1 Properties General 200% - 2 1,549 672 3 Halls (B) 200% - 2 1,549 672 3 Halls (B) 200% - 2 1,549 672 3 Libraries 200% - 2 2,29 26 2 Community Centres (B) 2 00% - 2 2,29 26 2 Coptic Church 2 00% - - 2 4 - 58 Coptic Church Childcare Centres (L) 2 00% - - 2 2 4 - 58 Childcare Centres (L) 2 00% - - 2 00% - - 2 359 65 Early Chilidrace Centres (L) 2 00% - -		6	per Note 1	per Note 4	*>>>>>>	<<< per Note		ŝ	****	<< per Section	n 428(2d) >>>	· · · · · ·
Securite 200% 9 - 3 450 456 1050 377 1 Ie Depot 200% - - 2 1,050 377 1 S General 200% - - 2 1,050 377 1 S General 200% - - 2 1,549 672 399 1 S General 200% - - 2 1,549 672 399 1 Ity Centres (A) 200% - - 2 2 2 36 67 1 Ity Centres (B) 200% - - 2 4 - 2 3 2 4 - 5 3 4 - 5 3 <	Buildings	Council Offices	2.00%					•	2	180	343	293
Le Depott 2.00% 377 1 S General 2.00% 9 1,050 377 1 S General 2.00% 9 1 2 1,549 672 39 1 Liv Centres (A) 2.00% 9 1 2 2 336 96 1 Liv Centres (A) 2.00% 9 9 1 2 2 36 96 1 Liv Centres (B) 2.00% 9 9 1 2 2 36 96 1 Liv Centres (B) 2.00% 9 9 1 4 1 5 36 36 1 4 1 5 36 36 1 4 1 5 36<		New Civic Centre	2.00%					•	3	450	456	99
s General 2.00% 9 1 2.00% 0.0% 0		Marrickville Depot	2.00%					•	2	1,050	377	101
tity Centres (A) 2.00% 1 1 4 672 3 tity Centres (A) 2.00% 1 1 2 2 2 336 96 1 tity Centres (A) 2.00% 1 1 2 3 3 4 3 3 4 3 3 4 3 3 4 3 3 4 3 4 3 4 3 4 3 4 4 4 4 4 4 <td></td> <td>Properties General</td> <td>2.00%</td> <td></td> <td></td> <td></td> <td></td> <td>•</td> <td>က</td> <td>325</td> <td>66</td> <td>123</td>		Properties General	2.00%					•	က	325	66	123
try Centres (A) 2.00% Contres (B) 2.00% Contres (B) 2.00% Contres (B) 2.00% Contres (B) 2.00% Contres (C) 2.00% Co		Halls (A)	2.00%					'	2	1,549	672	332
tity Centres (A) 2.00% Percentage (B)		Halls (B)	2.00%					•	2	336	96	183
tty Centres (A) 2.00% 9 4 4 5 4 5 4 5 4 5 4 5 4 5 36 3		Libraries	2.00%					•	2	229	26	279
tty Centres (B) 2.00% 9 9 9 36 36 uurch Lurch - 4 - 4 - 58 36		Community Centres (A)	2.00%					•	2	42	5	3
uurch Centres (OL) 2.00% 9 - 4 - 58 Centres (OL) 2.00% 9 176 2 513 176 2 Idhood Centres (L) 2.00% 9 9 2 5 162 39 65 Idhood Centre 2.00% 9 9 1 2 1 183 1 er Building 2.00% 9 9 9 9 9 1 183 9 1 2 1 2 1 2 1 2 1 2 1 2 1 2 2 4 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 <td></td> <td>Community Centres (B)</td> <td>2.00%</td> <td></td> <td></td> <td></td> <td></td> <td>•</td> <td>2</td> <td>305</td> <td>36</td> <td>5</td>		Community Centres (B)	2.00%					•	2	305	36	5
Centres (OL) 2.00% 9 - 2 513 176 2 Centres (L) 2.00% 9 - 2 359 65 65 65 Idhood Centre 2.00% 9 - 2 162 39 65		Coptic Church						•	4	•	28	11
Centres (L) 2.00% 9 5 55 65 7		Childcare Centres (OL)	2.00%					•	2	513	176	257
Idhood Centre 2.00% Composition <		Childcare Centres (L)	2.00%					•	2	329	65	51
er Building 2.00% 9 - 3 - 183 nd Abbey Borgia 2.00% - 2.00% - 1 50 200 s - Toilets 2.00% - 2.00% - 2 1 50 200 s - Toilets 2.00% - 2 2 2 331 2 s - Toilets 3. Toilets - 4 267 13 422 3 s - Toilets 3. 5 + Toilets 3. 634 2. 4 3. 634 2. 4 3. 634 2. 4		Early Childhood Centre	2.00%					•	2	162	39	21
er Building 2.00% 2.00% 4.20% 37 37 nd Abbey Borgia 2.00% 2.00% - 1 50 200 s - Toilets 2.00% - 2 2 331 2 s - Toilets - 3 8,417 422 3 s - Toilets - 4 267 13 2,417 s - Toilets 835 114,150 - 62,150 52,000 14,238 3,634 2,4		Pools	2.00%					•	က	•	183	79
nd Abbey Borgia 2.00% 2.00% - 1 50 200 s - Toilets 2.00% - 2 2 331 2 s - Toilets 8 - Toilets - 2 4 422 3 s - Toilets 8 - Toilets - 4 267 13 2,4 s - Toilets 8 - Toilets - 62,150 52,000 14,238 3,634 2,4		Tom Foster Building	2.00%					'	2	4	37	27
in Centre 2.00% - 1 50 200 5 - Toilets 2.00% - 2.00% - 331 2 5 - Toilets - 3 8,417 422 3 5 - Toilets - 4 267 13 5 - Toilets - 62,150 52,000 14,238 3,634 2,4		Debbie and Abbey Borgia							,	1	,	;
5 - Toilets 2.00% 2.00% 331 331 5 - Toilets 2.00% 4.00		Recreation Centre	2.00%					•	_	90	200	20
s-Toilets		Amenities - Toilets	2.00%					•	2		331	274
s-Toilets		Amenities - Toilets						•	3	8,417	422	347
835 114,150 - 62,150 52,000 14,238 3,634		Amenities - Toilets						•	4	267	13	11
		sub total		835	114,150	•	62,150	52,000		14,238	3,634	2,485

page 7

Special Schedule No. 7 - Condition of Public Works as at 30 June 2008

Marrickville Council

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Special Schedules 2008

000											
									Estimated		
		Dep'n.	Dep'n.			Accumulated			cost to		
		Rate	Expense			Depreciation	Carrying		bring up to a	$Required^{(2)}$	Current ⁽³⁾
		(%)	(\$)			ళ	Amount	Asset	satisfactory	Annual	Annual
				Cost	Cost Valuation	Impairment	(WDV)	(WDV) Condition#	condition	condition Maintenance Maintenance	Maintenance
ASSET CLASS	Asset Category								standard ⁽¹⁾		
		per Note 1	per Note 4	>>>>>	<<<<	<<<<<<< p><<>>>>>>>>>>>>>>>>>>>>>>>>>>>	>>>>	>>>>	<<< per Section	<<<<< psychology statement (28) >>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>	>>>>
Public Roads	Regional Roads	1.00%	1,497	31,061		12,607	18,454	2	3,673	720	323
	Local roads	1.00%	281	133,011		44,123	88,888	က	9,481	3,059	1,093
	Bridges	1.25%	20	2,664		622	2,042	2	74	45	
	Footpaths	2.00%	1,140	55,350		23,336	32,014	က	5,186	2,417	575
	Kerb and Gutter	1.43%	184	21,278		7,625	13,653	က	738	810	205
	Crossings	1.43%	5	5,065		1,721	3,344	N/A			
	Traffic Devices	1.00%	87	10,129		4,038	6,091	2	125	88	247
	Public Car Parks	1.00%	28	3,063		975	2,088	2			
	sub total		3,242	261,621	•	95,047	166,574		19,277	7,139	2,443
Land	Various	1.00%					•	_		721	610
Improvements	Various	1.00%					•	2		1,722	1,458
(Depriciable)	Various	1.00%					•	က	9,159	917	776
	Various	1.00%					•	4	251	253	22
	Various	1.00%					•	5			
	sub total		275	23.792	•	1.206	22.586		9.410	3.613	2.866

Special Schedule No. 7 - Condition of Public Works (continued)

Marrickville Council

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Special Schedules 2008

Asset Unserviceable - Critical, Beyond Repair

2

8,459 Annua 665 665 Current condition Maintenance Maintenance 645 645 Required⁽² 15,031 bring up to a cost to Estimated satisfactory 44,766 1,841 1,841 Condition# က Asset (WDV) Carrying 17,765 17,765 Amount 258,925 Note 9 >>>>>>>>>> 17,369 Accumulated Depreciation Impairment 17,369 175,772 Valuation // sec Cost 35,134 35,134 434,697 Dep'n. Expense (\$) 512 512 4,864 per Note per Note 1 Dep'n. Rate (%) 1.00% TOTAL - ALL ASSETS Stormwater Drainage Asset Category sub total **Drainage Works** ASSET CLASS

Special Schedule No. 7 - Condition of Public Works (continued)

as at 30 June 2008

\$,000

Marrickville Council

Required Annual Maintenance is what should be spent to maintain assets in a satisfactory standard. Current Annual Maintenance is what has been spent in the current year to maintain assets

Satisfactory refers to estimated cost to bring the asset to a satisfactory condition as deemed by Council. It does not include any planned enhancements to the existing asset

(3 (5 (5

Asset Condition "Key" - as per NSW Local Government Asset Accounting Manual:

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Near Perfect - Ranges from New or Good

Superficial Deterioration - Ranges from Generally Good to Fair
 Deterioration Evident - Ranges from Fair to Marginal
 Requires Major Reconstruction - Ranges from Poor to Critical

ATTACHMENT 1 GM 78 - DRAFT FINANCIAL REPORTS FOR THE YEAR ENDED 30 JUNE 2008

For Decision

Special Schedules 2008

Marrickville Council

Special Schedule No. 8 - Financial Projections as at 30 June 2008

\$ million	Actual ⁽¹⁾ 07/08	Forecast 08/09	Forecast 09/10	Forecast ⁽³⁾ 10/11	Forecast ⁽³⁾ 11/12
(i) RECURRENT BUDGET					
Income from continuing operations	102.0	76.6	79.3	81.7	
Expenses from continuing operations	70.0	76.6	79.3	81.7	
Operating Result from Continuing Operations	32.0		-	-	-
(ii) CAPITAL BUDGET					
New Capital Works (2)	6.5	7.2	8.1	5.0	
Replacement/Refurbishment of Existing Assets Total Capital Budget	3.5 10.0	3.8 11.0	12.5	3.4 8.4	
Funded by:					
– Loans	1.8	2.0	2.3	1.5	
– Asset sales		-	-	-	
- Reserves	6.6	7.3	8.3	5.5	
 Grants/Contributions 	1.0	1.1	1.3	0.8	
- Recurrent revenue	0.6	0.7	0.8	0.5	
- Other					
	10.0	11.0	12.5	8.4	-

Notes

⁽¹⁾ From 07/08 Income Statement.

⁽²⁾ New Capital Works are major non-recurrent projects, eg new Leisure Centre, new Library, new Swimming pool etc.

 $[\]hbox{(3) \ If Council has only adopted 3 years of projections then only show 3 years.}$

GM 79 – IPART REVIEW – REVENUE FRAMEWORK FOR LOCAL GOVERNMENT

For Decision

File Ref: 5260-03

General Manager reports:

Synopsis

The Independent Pricing and Regulatory Tribunal (IPART) has been requested by the Premier of New South Wales to assist the Department of Local Government by conducting a review of the regulation of council rates and charges in New South Wales. The review will be undertaken under Section 9 of the Independent Pricing and Regulatory Tribunal Act 1992. IPART released an Issues Paper – Revenue Framework for Local Government on 14 July 2008 and has sought submissions on the issues it has raised. Submissions close on 29 August 2008.

Background

In May 2008, the Premier of NSW asked the Independent Pricing and Regulatory Tribunal of NSW (IPART) to assist the Department of Local Government (DLG) by conducting a review of the regulation of council rates and charges in NSW. The review will be undertaken under Section 9 of the Independent Pricing and Regulatory Tribunal Act 1992 (IPART Act). IPART is to investigate and make recommendations on the following three matters:

- 1. an appropriate inter-governmental and regulatory framework for setting rates and charges that facilitates the effective and efficient provision of local government services;
- 2. a role for IPART in setting rates and charges in future years; and
- 3. a framework for setting the charges levied by certain public authorities, such as Sydney Harbour Foreshore Authority (SHFA), Redfern Waterloo Authority (RWA), Sydney Olympic Park Authority (SOPA) and the Growth Centres Commission (GCC), to enable these authorities to recover costs for the provision of services that are normally provided by local government.

The terms of reference require IPART, in undertaking this review, to have regard to a range of matters, including:

the role of local government in delivering infrastructure and services to the community the current and future financial position of local government and the scope for efficiencies all the revenue sources available to local government

the socio-economic impacts of rates and charges, including the ability of families and pensioners to meet their rate obligations

differences between metropolitan, regional and rural councils

the findings of recent reviews of local government (such as those noted above)

the matters in Section 15 of the IPART Act.

GM 79 – IPART REVIEW – REVENUE FRAMEWORK FOR LOCAL GOVERNMENT

For Decision

IPART has determined that a good regulatory framework should be assessed against the following criteria:

- 1. promotes the effective and efficient provision of local government services;
- 2. enhances the financial sustainability of local government;
- 3. meets the standard principles of good regulation and taxation, including
 - (a) efficiency
 - (b) equity
 - (c) simplicity
 - (d) transparency; and
- 4. enhances the accountability of local government.

Discussion

The paper has been designed to assist IPART in understanding the issues confronting local government and will certainly assist in supporting recommendations to the Premier.

As part of its review process, IPART will undertake extensive public consultation. IPART invites all interested parties, including councils, community groups and members of the public, to make submissions in response to this Issues Paper, which identifies the questions on which IPART particularly seeks comment. However, stakeholders are free to raise and discuss other issues they consider to be relevant to the terms of reference for the review.

IPART also proposes to undertake face-to-face consultation with key stakeholders, including holding public roundtable workshops, and conducting regional meetings with councils. IPART will carefully consider all written submissions prior to holding the public roundtable meetings. These meetings will be used to explore and debate key issues raised in submissions on which IPART considers it needs more information, and issues where it wishes to 'test the waters' regarding possible recommendations.

In addition to consultation, IPART will conduct its own research and analysis. For example, given the diversity of councils in metropolitan, regional and rural areas of NSW, IPART proposes to undertake detailed analysis of a sample of 'typical' councils based on, for example, size (large/medium/small) and location (metro/regional/rural). This will enable it to better understand the financial pressures and impacts on councils.

IPART will release a draft report that sets out its draft recommendations and explains its draft regulatory framework, and invite submissions in response to this report. This is expected to occur in May 2009. It will consider these submissions before finalising its report and recommendations, and delivering a final report to the Minister for Local Government by 13 September 2009. In undertaking the review, IPART will allow scope to provide an interim report to the Minister in February 2009 for the purpose of setting rates revenue from 1 July 2009, if it finds that this is necessary.

GM 79 – IPART REVIEW – REVENUE FRAMEWORK FOR LOCAL GOVERNMENT

For Decision

A full copy of the Issues Paper – Revenue Framework for Local Government, can be accessed at www.ipart.nsw.gov.au/latest-news.asp. Southern Sydney Regional Organisation of Councils (SSROC) is co-ordinating a submission behalf of the member Councils and Council officers will provide assistance as required.

Conclusion

Responses to the Issues Paper will provide a significant information base for IPART to consider an appropriate response to the Premier's request.

RECOMMENDATION:

THAT: Council receives and notes this report.

GM 80 – REVOTE OF UNEXPENDED 2007/2008 RESOURCES PLAN BUDGET ALLOCATIONS

For Decision

File Ref: 2830

General Manager reports:

Synopsis

This report seeks Council's approval to revote unexpended 2007/2008 budget allocations. A table containing details of the revotes requested is attached to this report (ATTACHMENT 1). It is recommended that the budget detailed in ATTACHMENT 1 be revoted from the 2007/08 Budget into the 2008/09 Budget to provide the funds necessary to finalise the various projects.

Background

Each year, Council considers the Resources Plan unexpended project budget allocations and revotes those particular projects that require funds to be carried forward to enable them to be finalised in the new financial year.

Discussion

ATTACHMENT 1 shows projects funded in the 2007/08 Resources Plan Budget which were not completed during 2007/2008 and require funds to be revoted in 2008/2009 in order to complete the projects. The amount of funds to be revoted and the associated source of funds are also provided.

The effect of the decision to revote is to transfer these projects and associated funding into the 2008/09 Budget.

Major Projects \$19,338,037

Council has received a number of reports during 2007/2008 in relation to the suite of Major Projects. At its meeting 02/08 of 18 March 2008 it resolved to defer any decision in relation to the new Library/Civic Centre until the Pool projects are complete or there is a significant turnaround of the property market. It is recommended that the balance of funds for all projects be revoted. The property market will be monitored during 2008/2009 in relation to the Library/Civic Centre project.

Administrative Services \$55,827

Funds are proposed to be revoted and building works and PABX works will be reviewed once plans for the re-location of Technical Services to the Depot are finalized. The provision for Election expenditure will be required to fund the Local Government Election in 2008/2009.

Information Systems \$734,636

A range of projects have been deferred and will be undertaken during 2008/2009. Lease 32 relates to the leasing of Councilors Equipment that will be undertaken following the Local Government Elections in September 2008 when the new Council commences. The Business Analyst position will be filled during 2008/2009 and other projects are scheduled to be undertaken during 2008/2009.

GM 80 – REVOTE OF UNEXPENDED 2007/2008 RESOURCES PLAN BUDGET ALLOCATIONS

For Decision

Local Environmental Planning \$310,764

This project was reported to Council during 2007/2008 with work commencing during that time and expenditure on this project needs to continue in 2008/2009.

Environmental Services \$2,383,601

The Cooks River Administration projects are regional programs, with funding sources including contributions from other Councils and capital contributions. The majority of the projects are salary based and there have been staff vacancies during the year, which requires the funds to be revoted to the 2008/2009 year.

In relation to the Stormwater Levy projects, Council introduced the Stormwater Management Service Charge (the levy) in the 2007/2008 financial year. A report was provided to the Development and Environmental Services Committee in July 2008 informing the Committee on the status of these projects. The projects will continue to be undertaken in 2008/2009.

The Urban Storm Water Integrated Management (USWIM) collaborative planning and Cooks River Sustainability Initiative Projects are ongoing and grant funded projects. Funds are projected to be expended over the next one to two years.

Communication and Cultural Services \$360,578

Public Art in Newtown and Newtown Art Projects were deferred until 2008/2009 financial year due to the delay in sponsorship confirmation from Rail Corp. Currently feasibility study is in progress for design and work will commence in the 2008/2009 financial year. Works at Artist Studio Complex have been deferred until the use of the Coptic Church is resolved.

Children and Family Services \$189,141

The major project requiring revote is the Ferncourt OSHC capital works that relates to the work to be undertaken on the Department of Education and Training site. It was reported to Council previously and the work will commence in the 2008/2009 financial year.

Community Development \$263,191

The Affordable Housing Officer project was not fully expended due to the timing of the Officer's commencement and the project needs to continue during 2008/2009. In relation to the Midnight Basketball at Marrickville, Expressions of Interest closed in June 2008 and the project will need to be undertaken in the 2008/2009 financial year.

Engineering Services \$955,203

The Water Quality and Stormwater Harvesting project preliminary studies have been completed and work will be undertaken in 2008/2009. Incomplete drainage construction projects need to revoted to enable the projects to be completed in the 2008/2009 financial year.

GM 80 – REVOTE OF UNEXPENDED 2007/2008 RESOURCES PLAN BUDGET ALLOCATIONS

For Decision

Waste Services \$160,000

The Domestic Waste Management (DWM) Compactor is proposed for revoting as the Tender Process was not completed by year end.

Parks and Reserves \$1,924,554

The appointed Landscape Contractor for the Brighton Street Reserve project is not available until October 2008. In relation to the Sydenham Green project, the design work has been completed and the project is expected to commence in September 2008.

The Tree Trimming project has had contractors engaged and the project is due to be completed in August 2008. Design and initial quotation on the various park asset improvements has been completed and work is expected to be completed in December 2008.

Property Services \$1,190,994

The Tempe Lands Landfill Gas set of projects will be undertaken in 2008/2009 following EPA approval. Work on the various Community Facilities Deferred Maintenance projects have been undertaken in 2007/2008 and will need to continue in the 2008/2009 financial year.

RECOMMENDATION:

THAT:

- 1. the report be received and noted; and
- 2. Council approves the revote of the projects in <u>ATTACHMENT 1</u> to this report for incorporation in the 2008/2009 Resources Plan Budget.

ATTACHMENT 1: Total 6 pages

Proposed Revote of Unexpended 2007/2008 Resources Plan Budget Allocations

GM 81 - COUNCIL DECISION MAKING PRIOR TO ORDINARY ELECTIONS

For Decision

File Ref: 4577-03

General Manager reports:

Synopsis

Report on Department of Local Government Circular 08-37 of 19 June 2008 reminding Councils that major decisions affecting their areas should not be undertaken during the period from 4 August 2008 through to the Local Government Elections on 13 September 2008, now known as the "caretaker" period.

Background

By Circular 08-37 dated 19 June 2008 <u>ATTACHED</u>, the Director General of the Department of Local Government has advised councils that a "caretaker" period will commence on 4 August 2008 for 40 days prior to the Election on 13 September 2008. The circular provides advice on matters that councils should not deal with during that period. It also advises the need to avoid active distribution of material that promotes the current elected Council's policies or emphasises the achievements of an elected member or group during the caretaker period.

Councillors should refer to the attached circular for details of the implications of the "caretaker" period. Officers have taken action to promote compliance with these requirements during the "caretaker" period.

RECOMMENDATION:

THAT the report be received and noted.

ATTTACHMENT 1: Total 2 pages

DLG Circular to Councils No 08-37

ATTACHMENT 1 - GM 81 - COUNCIL DECISION MAKING PRIOR TO ORDINARY ELECTIONS

For Decision



Circular No. Date Doc ID.

08-37 19 June 2008 A139580

Contact David Alderman 02 4428 4190

david.alderman@dlg.nsw.gov.au

COUNCIL DECISION MAKING PRIOR TO ORDINARY ELECTIONS

The purpose of this Circular is to remind councils that major decisions affecting their areas should not be undertaken during the period leading up to ordinary elections.

Like Commonwealth and State Governments, councils are expected to assume a "caretaker" role during election periods to ensure that major decisions are not made which would limit the actions of an incoming council.

The caretaker period should commence from the date of the close of rolls (40 days before election day) being 4 August 2008 and end on the day the election is declared.

Caretaker government conventions promote transparency and accountability in local government decision making and improve community confidence in

During caretaker periods, councils should exercise due caution in making major policy decisions that would bind an incoming council In summary, councils should avoid:

- determining controversial or significant development applications
- new or potentially controversial permanent appointments of general managers, and
- entering major contracts or undertakings.

Councils should also avoid active distribution of material during this period if it promotes the current elected council's policies or emphasises the achievements of an elected member or group.

Routine business should proceed as usual. Ultimately, decisions should be made in the public interest and councils should have regard to all the circumstances including the urgency of the issue and whether there may be financial or legal repercussions if the matter is deferred.

Consents, approvals or actions being fast tracked to avoid election deadlines may, in appropriate cases, be subject to referral to the Independent Commission Against Corruption or investigation by the Department.

ATTACHMENT 1 - GM 81 - COUNCIL DECISION MAKING PRIOR TO ORDINARY ELECTIONS

For Decision

2

General Managers are asked to promptly bring this circular to the attention of all councillors and senior staff.

The Department has previously issued advice to councils on this matter (Circulars 04/06 and 99/64 refer).

Garry Payne AM Director General

GM 82 - COMMENCEMENT OF THE LOCAL GOVERNMENT AND PLANNING LEGISLATION AMENDMENT (POLITICAL DONATIONS) ACT 2008

For Decision

File Ref: 4577-03

General Manager reports:

Synopsis

Report on the Local Government and Planning Legislation Amendment (Political Donations) Act 2008 which is expected to commence operation on 1 September 2008. Council is requested to receive and note the report and its implications.

Discussion

By Circular No 08-45 dated 11 August 2008 <u>ATTACHED</u>, the Director General of the Department of Local Government has advised of the expected commencement on 1 September 2008 of the Local Government and Planning Legislation Amendment (Political Donations) Act 2008.

Councillors should refer to the attached circular for details of the implications of the Act. Officers will assess and implement the requirements of the Act.

RECOMMENDATION:

THAT: the report be received and noted.

<u>ATTACHMENT 1</u>: Total 2 pages DLG Circular to Councils No 08-45

ATTACHMENT 1 - GM 82 - COMMENCEMENT OF THE LOCAL GOVERNMENT AND PLANNING LEGISLATION AMENDMENT (POLITICAL DONATIONS) ACT 2008

For Decision



Circular No. Date

Doc ID.

08-45

11 August 2008 A150709

Contact Lyn Brown

02 4428 4161

lyn.brown@dlg.nsw.gov.au

COMMENCEMENT OF THE LOCAL GOVERNMENT AND PLANNING **LEGISLATION AMENDMENT (POLITICAL DONATIONS) ACT 2008**

The Local Government and Planning Legislation Amendment (Political Donations) Act 2008 is expected to commence on 1 September 2008 by Proclamation published in the Government Gazette.

The object of the amending Act is to amend the Local Government Act 1993 and the Environmental Planning and Assessment Act 1979 in relation to political donations.

Local Government Act changes

The Act inserts Part 8A into the Local Government Act, requiring the general manager of each local council to keep a public register of all current donations and expenditure declarations lodged by councillors with the Election Funding Authority of NSW (section

In addition, where a general manager reasonably suspects that a councillor has failed to comply with his or her obligation to disclose and manage a conflict of interests arising from a political donation, the general manager must refer the matter to the Director General (section 328B).

Sections 328A and 328B do not apply to county councils.

New section 375A requires the general manager to record which councillors vote for and against each planning decision of the council, and to make this information publicly available. This section will also apply to those county councils delegated the exercise of planning functions under the Environmental Planning and Assessment Act 1979.

To maintain the register, the Act requires that a division be called (in accordance with the council's code of meeting practice or Regulation) whenever a planning decision is put at a council or committee meeting, including meetings closed to the public. Each decision recorded in the register is to clearly describe or identify the matter being determined and how councillors voted.

Section 12 of the Act is amended to include the current declarations of disclosures of political donations and the register of councillor voting on planning matters as documents that are publicly available for inspection.

Department of Local Government 5 O'Keefe Avenue NOWRA NSW 2541 Locked Bag 3015 NOWRA NSW 2541 T 02 4428 4100 F 02 4428 4199 TTY 02 4428 4209 E dig@dig.nsw.gov.au www.dig.nsw.gov.au ABN 99 567 863 195

ATTACHMENT 1 - GM 82 - COMMENCEMENT OF THE LOCAL GOVERNMENT AND PLANNING LEGISLATION AMENDMENT (POLITICAL DONATIONS) ACT 2008

For Decision

2

What councils now need to do

- The Department considers that providing a link from council's website to the Election Funding Authority website will satisfy section 328A. Council should ensure that members of the public are provided with access to this website at council's offices if they do not have access to the internet. Members of the public should also be able to request copies be printed of the disclosures of political donations returns for taking away in accordance with the requirements of sections 12 and 12B of the Act.
- Section 328B requires that if the general manager has a reasonable suspicion that a councillor has not complied with the requirements of clauses 7.21 to 7.25 of the Model Code of Conduct, then he/she is to refer the matter to the Director General and not to a conduct review committee or reviewer.
- For the purposes of section 375A the general manager will need to establish a register that contains:
 - a description or identifier of the development or planning matter considered by council
 - the decision in relation to the matter or a reference to the minutes of the meeting where the decision is recorded
 - names of the councillors who supported the decision
 - names of the councillors who opposed the decision.
- Council needs to ensure that councillors, and the Mayor or councillors who
 chair council meetings or committee meetings that deal with development
 matters, are aware of the requirements of the Act for a division and the
 recording of voting by councillors in respect of each development matter at the
 meeting.
- The general manager needs to put systems in place that can accurately record such divisions and voting by councillors and for inclusion in the minutes of council and committee meetings.

Environmental Planning and Assessment Act changes

The amendments to the Environmental Planning and Assessment Act in relation to political donations are provided by the Department of Planning under a separate circular and guideline.

Political Donation and Electoral legislation enquiries

The Electoral Commission of NSW has established a dedicated enquiry line to assist councillors, candidates for election and members of the public. In order to ensure that persons receive consistent information, any enquiries regarding disclosure of political donations returns and electoral legislation generally should be made to Elections Enquiries on telephone 1300 135 736.

Garry Payne AM Director General

GM 83 – UPDATE ON SUSTAINABLE IRRIGATION STRATEGY For Decision

File Ref: 2249-01

Director Technical Services and Director of Environmental Services reports:

Synopsis

Council is currently proceeding with the development of the Sustainable Irrigation Strategy (SIS) which aims to supply non-potable water for the irrigation of the Cooks River parks. As part of the SIS, the NSW Government has recently provided \$2.273 million to Discovery Point Pty Ltd to implement the Discovery Point and Cooks River Parks Recycled Water Scheme. The framework for implementing and operating the scheme has been established under a Heads of Agreement between Council and Discovery Point Pty Ltd, which was signed in December 2007.

A recent assessment of irrigation demand found that playing fields at the Cooks River Parks will require up to 43 ML p.a. of recycled water. It was recommended that the recycled water could be stored in 200 kL, 160 kL and 176 kL tanks located at Tempe Reserve, Mackey Park and Steel Park / H. J. Mahoney Reserve respectively. Consultants have been engaged to undertake a visual and landscape assessment to help determine, in collaboration with the local community, a preferred location and possible impact mitigation options for the tanks. A series of community forums is currently scheduled for early October 2008 and late January 2009. Investigations into pipeline route selection and opportunities for using harvested stormwater for irrigation are also underway.

It is recommended that this report be received and noted by Council and that a further report be submitted detailing the progress made in implementing the scheme.

Background

A Sustainable Irrigation Strategy (SIS) is currently being developed which aims to replace potable water currently used for the irrigation of Council's playing fields located along the northern foreshore of the Cooks River with non-potable water obtained from more sustainable sources such as recycled water and harvested stormwater.

Development of the SIS was originally endorsed by Council at its meeting in July 2006 (Item ES 20, Meeting No. 05/06). In March 2007 Council, in conjunction with Discovery Point Pty Ltd, was offered \$2.273 million from the NSW Government's Water Savings Fund to implement a recycled water scheme as part of the SIS. The proposed scheme will comprise a 300 kL/day recycled water plant (RWP), to be built at the Discovery Point residential development at Wolli Creek, and an interconnected series of pipes, pumps and water storage tanks to deliver the recycled water for irrigation of Council's Cooks River parks.

Additionally, at the Council meeting on 6 March 2007 (Item EN 15, Meeting No. 02/07) Council accepted a \$250,000 grant from the Department of Environment and Climate Change's Environmental Trust. The three year grant is for Collaborative Planning for Sustainable Irrigation in Marrickville.

The progress of and issues associated with implementing the proposed Discovery Point and Cooks River Parks Recycled Water Scheme were reported to Council in July 2007 (Item GM 67, Meeting No. 06/07). Council was again updated on the progress of the scheme in December 2007 (Item GM 137, Meeting No. 11/07) at which time it was reported that a Heads of Agreement (HoA) between

GM 83 – UPDATE ON SUSTAINABLE IRRIGATION STRATEGY For Decision

Council and Discovery Point Pty Ltd had been prepared ready for signing. Council subsequently adopted the following:

THAT:

- 1. "the report be received and noted;
- 2. the Council delegate authority to the General Manager to sign the Heads of Agreement with Discovery Point Pty Ltd on behalf of Council; and;
- 3. a further REPORT be submitted to Council detailing the progress in implementing the recycled water scheme."

The HoA was signed by the General Manager on 12 December 2007 and forwarded to Australand Holdings on 13 December 2007. Under the HoA, Discovery Point will assume overall responsibility for installation of the infrastructure for the scheme. Community collaboration will be managed by Marrickville Council through the Environmental Trust grant. Grant funding from the Water Savings Fund was made available to Discovery Point Pty Ltd in May 2008. This report details the progress made in implementing the recycled water scheme since the last report to Council.

Discussion

In December 2008, the consultants URS Australia Pty Ltd were engaged to undertake a detailed assessment of the irrigation demand for areas deemed suitable for irrigation with recycled water. The consultants were also asked to determine an optimum size of the water storage tanks proposed for each park.

The consultant's final report submitted in July 2008 concluded that the playing fields at Tempe Reserve, Mackey Park, Steel Park and H. J. Mahoney Reserve would require an average of 41.2 ML p.a. of recycled water for irrigation, rising to 43.1 ML p.a. with the predicted impact of climate change. It was noted however that approximately one third of the Tempe Reserve playing fields were not currently suitable for recycled water irrigation due to insufficient topsoil depth. Further investigations into Tempe Reserve will be undertaken.

It was found that recycled water can optimally be stored in a 200 kL tank at Tempe Reserve, a 160 kL tank at Mackey Park and in a 176 kL tank either at Steel Park or Mahoney Reserve. These tanks are of substantial size (e.g. a circular tank will be in the order of four meters high and seven meters in diameter) and will therefore have a significant visual impact.

In June 2008, the consultants KIAH Infranet Pty Ltd were engaged to undertake a visual and landscape assessment to help determine the most appropriate location for the tanks and to recommend cost-effective measures to mitigate the impact of the tanks. This work will be undertaken in collaboration with the local community during a series of community forums.

During the first series of community forums, currently scheduled for early October 2008, local residents, park user groups and other key stakeholders will be given the opportunity to contribute to the planning on where the tanks might be located in each park and how the impact of the tanks could be mitigated. Councillors will be invited to attend these collaborative planning forums in order to hear the views expressed by residents and contribute to the process. Information from

GM 83 – UPDATE ON SUSTAINABLE IRRIGATION STRATEGY For Decision

these forums will be used by the consultant to develop a series of preferred tank locations and mitigation options. It is envisaged that the outcome of this work will be reported to Council in December 2008. Subject to Council's endorsement to proceed, the preferred tank locations and mitigation options will be presented at a second series of community forums currently scheduled for late January 2009.

Under the current project timetable, a final report on the visual and landscape assessment is expected to be received in February 2009. This assessment will form a key element of the Statement of Environment Effects (SEE) that will be submitted with the development application (DA) for the recycled water scheme. The local community and other interested parties will have a further opportunity to comment during public exhibition of the DA and accompanying SEE.

The project control group maintains contact with representatives from Discovery Point Pty Ltd. At present, Discovery Point Pty Ltd is looking to engage an infrastructure development consultant to assist in negotiations with key stakeholders as part of the pipeline route selection. These stakeholders include RTA, RailCorp, Alinta, Shell and Sydney Water. Discovery Point Pty Ltd also estimates that the RWP will commence operation in mid-2009.

As part of the SIS, opportunities to use harvested stormwater for irrigation will also be investigated. Funding from Council's Stormwater Levy will be used to investigate the feasibility of undertaking stormwater harvesting and storage of harvested stormwater in the proposed recycled water storage tanks. These investigations will draw on the work of consultants that are currently engaged on preparing the Tennyson Street Subcatchment Management Plan and Riverside Crescent Subcatchment Management Plan.

Conclusion

Investigations into the proposed Discovery Point and Cooks River Parks Recycled Water Scheme are proceeding well. However, the consultant's finding that parts of Tempe Reserve playing fields are currently unsuitable for irrigation with recycled water is an issue that will require further investigation. Council is working collaboratively with the local community, park user groups and other stakeholders as part of the visual and landscape assessment with the aim of developing a series of preferred locations and impact mitigation options for the proposed water storage tanks. Investigations into pipeline route selection and opportunities for stormwater harvesting are also underway.

RECOMMENDATION:

THAT:

- 1. the report be received and noted, and
- 2. a further REPORT be submitted to Council detailing the progress in implementing the recycled water scheme, following the development of a series of preferred tank locations and impact mitigation options.

GM 84 - COUNCILLOR'S ACCESS TO INFORMATION For Decision

File Ref: 4015-04

General Manager reports:

Synopsis

This report outlines requests for access to Council information by Councillors that were finalised during the period 4 July 2008 to 8 August 2008. It is recommended that the report be received and noted.

Background

Councillors' Access to Information Policy (AS 11) provides a framework for Councillors to access Council information necessary for them to exercise their statutory role as a member of the governing body of Council.

The policy provides in clause 10.7 that the "General Manager is to report monthly to Council in relation to Councillor requests for information, including the nature of the information requested, whether access was provided and, if access was refused or restricted, the reasons for the determination, and any other information considered appropriate."

The <u>ATTACHMENT</u> provides details of Councillors' requests for Access to Information that were finalised during the period 4 July 2008 to 8 August 2008.

RECOMMENDATION:

THAT the report be received and noted.

ATTACHMENT 1: Total 1 page

Details of Councillor's requests for access to information

ATTACHMENT 1 - GM 84 - COUNCILLOR'S ACCESS TO INFORMATION For Decision

NO. C	COUNCILLOR RE	DATE		INFORMATION REQUESTED		DATE	STAFF		
		REQUEST RECEIVED	MEETING	ITEM NO.	NATURE OF INFORMATION	ACCESS PROVIDED	RESOURCES HOURS	STATUS	CONFIDENTIAL
14	Macri	4/07/08	N/A	N/A	Information on number of females currently employed by Council.	4/07/08	10 mins	Completed	No

GM 85 – PEITIONS RECEIVED For Decision

File Ref: 4577-03

General Manager reports:

Synopsis

This report outlines the petitions received by Council during the period 1 July 2008 through to 31 July 2008. It is recommended that the report be received and noted.

Background

The procedure for handling petitions requires all petitions to be tabled at a Council meeting.

Discussion

The following petition was received during the period 1 July 2008 through to 31 July 2008 and referred to the appropriate Division for attention:

• from 11 people requesting resident parking permits in Goodsell Street St Peters.

This petition is **TABLED** for the information of Council. The status of this petition has been, or will be, reported to the relevant committee of Council in the Director's monthly Outstanding Reports, Conferences and Petitions report.

RECOMMENDATION:

THAT the report be received and noted.

TABLED:

Petitions received by Council during the period 1 July 2008 through to 31 July 2008.

GM 86 – DISCLOSURES OF INTEREST BY STAFF For Decision

File Ref: 4577-03

General Manager reports:

Synopsis

This report provides for the tabling of Disclosure of Interest Returns lodged by new Designated Persons in accordance with s450A of the *Local Government Act 1993*. It is recommended that the report be received and noted.

Background

Section 449(1) of the *Local Government Act 1993* requires that "a councillor or designated person must complete and lodge with the General Manager, within 3 months after becoming a councillor or designated person, a return in the form in Part 1 of Schedule 3."

Section 450A of the Act requires that Disclosure of Interest Returns lodged by Councillors and Designated Persons within the 3 month period, are to be tabled at the next available Council meeting after lodgement.

A 'designated person' is described in Section 441 of the Act and includes the General Manager, other Senior Staff of the Council and persons who hold a position identified by the Council as the position involves the exercise of functions under the Act, or any other Act, that in their exercise, could give rise to a conflict between the person's duty as a member of staff or delegate and the person's private interest. The relevant staff positions were adopted by Council in Policy AS 1. The General Manager also has delegated authority under Clause 6 of the General Manager's Delegations 2005 to further determine appropriate staff positions.

Discussion

The following 'designated persons', being new members of staff, have submitted a return which is **TABLED** for information pursuant to the Act:

- Katherina Machaalani
- Maria Taranto
- Roslyn Sarakula
- Gillian Tsz Ling Wong
- Jill Blunden
- Bertha Gunawan
- Colette Goodwin

RECOMMENDATION:

THAT the report be received and noted.

TABLED:

Disclosures of Interest Returns lodged by new Designated Persons in accordance with s450A of the *Local Government Act 1993*.

GM 87 – OUTSTANDING CONFERENCES AND REPORTS REQUESTED BY COUNCILLORS AND IMPLEMENTATION OF NOTICES OF MOTION

For Decision

File Ref: 4577-03

General Manager reports:

Synopsis

A progress report on all outstanding Conferences and Reports requested by Councillors in respect of the General Manager and Corporate Development Section, with a note on the current status of each item. It is recommended that the report be received and noted.

A. Outstanding Conferences

There are no outstanding conferences at the present time.

B. Outstanding Reports

GM 29 – Council Meeting E 01/08 – 29 April 2008 <u>DRAFT ANNUAL MANAGEMENT PLAN & BUDGET 2008-2011, including FURTHER</u> <u>REPORT – REVIEW OF DRAFT 2008/09 OPERATING BUDGET AND RESOURCES</u> PLAN TO CONSIDER NO RATE INCREASE FOR 2008/09

- 2. the following changes to the Draft 2008/09 Resources Plan:
 - c) delete the allocation for Tree management (assessment of tree issues relating to DAs) of \$30,000 funded by Revenue (page 71), to assist in funding the Seniors Activity Program, with funding for the activity to be considered in the review of development assessment resources arising from implementation of the Planning Reforms, with a further report to Council following that review.

A further report on this issue will be submitted to Council following review of development assessment resources arising from implementation of the Planning Reforms.

GM 52 – Council Meeting 05/08 – 17 June 2008 MAJOR PROJECTS – A NEW WATERPLAY PARK AT STEEL PARK MARRICKVILLE – CONSIDERATION OF A HOLISTIC DESIGN OPTION

4. endorse a further report be submitted to the Major Projects Steering Committee and Council to confirm the details of this revised approach.

An initial meeting has been held with the design consultants to discuss the broadening of the scope of their services, and it is expected that the results of further design investigations for the Holistic Option will be reported back to the Major Projects Steering Committee in October.

GM 53 – Council Meeting 05/08 – 17 June 2008

GM 87 – OUTSTANDING CONFERENCES AND REPORTS REQUESTED BY COUNCILLORS AND IMPLEMENTATION OF NOTICES OF MOTION

For Decision

MAJOR PROJECTS – RESULTS OF PUBLIC EXHIBITION OF LATEST DESIGN CONCEPT FOR NEW ENMORE POOL

3. the results of any investigations determined through point 2 be reported back through the Major Projects Steering Committee and Council, prior to the lodgement of a development application for the New Enmore Pool proposal.

It is expected that the consultants for this project will investigate the design amendments endorsed by Council, and will present a revised design concept for the New Enmore Pool to the Major Projects Steering Committee in October.

GM 54 – Council Meeting 05/08 – 17 June 2008 ANNUAL MANAGEMENT PLAN 2008 - 2011

- 3. a report come back to Council suggesting appropriate changes to the Fees and Charges Schedule to:
 - (a) allow use of park facilities free of charge to casual local not-for-profit organisations where those organisations are not sporting clubs;
 - (b) provide some options for limitations on the frequency of such usage;
 - (c) allow free casual local, not-for-profit usage (individuals) of parks facilities up to three times per calendar year;
 - (d) recommend all other changes that make the Fees and Charges for the casual local, not-for-profit use of Council's Parks and Reserves outdoor facilities consistent with the Fees and Charges policy for casual, local, not-for-profit use of Council's halls and meeting rooms; and
- 4. a report come to Council addressing the issues raised by Marrickville Football Club (page 270) with options including, but not limited to:
 - (a) a works list for the change rooms and toilets, lighting and the playing surface; and
 - (b) possible future funding streams to do these works.

A report suggesting appropriate changes to the Fees and Charges Schedule and a report addressing the issues raised by Marrickville Football Club will be submitted to the October 2008 Technical Services Committee Meeting.

GM 87 – OUTSTANDING CONFERENCES AND REPORTS REQUESTED BY COUNCILLORS AND IMPLEMENTATION OF NOTICES OF MOTION

For Decision

C. <u>Implementation of Notices of Motion – Progress Reports</u>

NM 41 – Council Meeting 08/07 – 18 September 2007 ABORIGINAL HERITAGE PROTECTION

Council resolved to:

- 1. establish a program similar to the North Shore's Aboriginal Heritage Office program in our region of Sydney; and
- 2. adopt planning controls to ensure the appropriate protection of Aboriginal heritage sites.

No additional resources from Council are required in the implementation of this Notice of Motion.

At its meeting on 24 October, the Marrickville Aboriginal Community Consultative Committee (MACC) resolved to further investigate initiatives taken by other Councils, such as Shellharbour, concerning local Aboriginal heritage protection programs. Members of the MACC Committee visited Shellharbour Council on 1 February 2008 and further consultation and consideration of the initiatives is required before the final proposal is complete. Information on the progress of the protection of Aboriginal Heritage sites will be submitted to Council through reports on the progress of the overall LEP/DCP project.

NM 13 – Council Meeting 06/08 – 15 July 2008 PAID MATERNITY LEAVE

It was resolved **THAT** Council:

- 1. increases paid maternity leave for its employees from the current award level of 9 weeks to 14 weeks as a first step to improving working conditions for women having children;
- 2. supports the establishment of a national paid maternity leave system;
- 3. calls on Local Government and Shires Associations (LGSA) to increase the award paid maternity provisions from 9 weeks to 14 weeks;
- 4. places a motion to this effect on the agenda of the 2008 Local Government Association Conference in case action is not taken sooner;
- 5. calls on the Australian Local Government Association (ALGA) to take up the campaign for a national paid maternity leave system;
- 6. calls on the Federal Government to establish a national paid maternity system;
- 7. encourages NSW councils to consider similar action; and

GM 87 – OUTSTANDING CONFERENCES AND REPORTS REQUESTED BY COUNCILLORS AND IMPLEMENTATION OF NOTICES OF MOTION

For Decision

8. writes to the LGSA, the major NSW Local Government unions, all councils in NSW, the ALGA, the Australian Local Government Women's Association and the Federal Government informing them of the above.

The remainder of this Notice of Motion is able to be implemented within normal operation. Recommendation 1 involves a 55.55% increase in current Award entitlements for staff. Based on actual Maternity Leave costs in 2007/08 of \$104,430 the cost of implementing this recommendation would be approximately \$58,000 annually.

The following steps have been taken in relation to the Council Resolution to increase paid maternity leave from 9 to 14 weeks as a first step to improve working conditions for women having children:

- 1. informed all staff of Council's decision;
- 2. informed the Local Government & Shires Associations (LGSA) of Council's call to increase the award paid maternity leave provisions from 9 to 14 weeks;
- 3. requested that a Motion to this effect be placed on the Agenda of the 2008 Local Government Association Conference in case action is not taken sooner;
- 4. requested in writing that the Australian Local Government Association (AGLA) take up a campaign for a national paid maternity leave system;
- 5. written to the Federal Government calling for a national paid maternity system;
- 6. contacted all NSW Councils informing them of Council's decision and encouraging them to consider similar action; and
- 7. informed in writing the major NSW Local Government Unions, the Australian Local Government Women's Association, the LGSA and the Federal Government of the above.

NM 14 – Council Meeting 06/08 – 15 July 2008 ELECTRIC CARS

It was resolved **THAT** Council officers investigate and report on options for Council to use or trial electric cars charged by renewable energy sources.

No additional resources from Council are required in the implementation of this Notice of Motion.

Options for Council to use or trial electric cars charged with renewable energy sources are being investigated and it is expected that a report will be submitted to the October 2008 Council meeting.

GM 87 – OUTSTANDING CONFERENCES AND REPORTS REQUESTED BY COUNCILLORS AND IMPLEMENTATION OF NOTICES OF MOTION

For Decision

NM 15_- Council Meeting 06/08 – 15 July 2008

ADDISON ROAD CENTRE

Council **RESOLVED** that a report be submitted on:

- 1. Council's existing relationship with the Addison Road Centre (ARC), with particular regard to Council's right to a position on the ARC board;
- 2. the benefits or otherwise of the current relationship to both Council and the ARC; and
- 3. other options to the current model

No additional resources from Council are required in the implementation of this Notice of Motion.

The Director Community Services and Director Technical Services have sought a meeting with the CEO and President of the Addison Road Community Centre to discuss the current costs and benefits of the formal and informal relationship with Council. A report will be prepared for consideration by Council later in 2008.

NM 16 - Council Meeting 06/08 – 15 July 2008 ROTARY CLUB OF MARRICKVILLE FEE WAIVER

Council **RESOLVED** that the fee structure for festival stalls will be considered as part of the Budget process in December 2008.

No additional resources from Council are required in the implementation of this Notice of Motion.

The fee structure for stalls for festivals will be considered as part of the Budget process in December 2008.

RECOMMENDATION:

THAT the report be received and noted

NM 17 – POLITICAL SIGNAGE For Decision

File Ref: 4056-03

From Councillor Vic Macri

RECOMMENDATION:

THAT Council writes to all candidates in the upcoming Council election to advise them that Council does not support political signage on telegraph poles, in line with Council's environmental stance on visual pollution.

General Manager Reports:

This Notice of Motion if adopted is able to be implemented within normal operations.

NM 18 – RECYCLING BINS For Decision

File Ref: 4056-03

From Councillor Colin Hesse

Discussion

Current practice in Council's parks is most often for there to be a single ordinary rubbish bin for use by residents. The failure to provide re-cycling bins in our parks undermines Council's recycling message to residents, and the provision of a recycling bin alongside each rubbish bin would assist in the promotion of the recycling message in a uniform manner across the Local Government Area.

RECOMMENDATION:

THAT: Council request the preparation of a report about the feasibility of installing rubbish and recycling bins, side by side, at each location where one bin is currently placed in every park in the Local Government Area.

General Manager Reports:

The report referred to in this Notice of Motion, if adopted, could be undertaken within normal operations.

NM 19 – LOW COST HOUSING For Decision

File Ref: 4056-03

From Councillor Colin Hesse

Discussion

There has been significant coverage recently of the significant shortage of low cost housing in the Marrickville LGA and other parts of the inner city. Currently Marrickville Council has at least three vacant houses in fair condition located in Livingstone Road as part of the Marrickville Hospital site. Council also owns the former nurses quarters in Livingstone Road.

As the buildings on the site are currently vacant and unused, Council could assist in reducing housing stress in our area by investigating the feasibility of putting these buildings into the rental market in association with an appropriate housing manager. The buildings may also have some potential for short term or crisis accommodation as Council considers redevelopment options.

RECOMMENDATION:

THAT Council:

- 1. investigates as a matter of urgency the costs associated with renting out for low income housing, the three cottages in Livingstone Road, Marrickville most recently used by the NSW Department of Health;
- 2. investigates as a matter of urgency the costs associated with renovating the old nurses quarters in Livingstone Road, Marrickville and renting them out as low income housing; and
- 3. report as early as possible in the new term of the new Council to consider further action.

General Manager Reports:

The investigations and report referred to in points 1 and 3 of this Notice of Motion, if adopted, could be undertaken within normal operations. Only broad estimates of costs addressing point 2 could be undertaken within normal operations.

NM 20 – INTERNATIONAL DAY OF MOURNING PLAQUE For Decision

File Ref: 4056-03

From Councillor Colin Hesse

Discussion

In 2006/07, there were 162 notified work related fatalities (146 workers and 16 bystanders). Most disturbing was the fact that the fatalities in 2006/07 represented a 16% increase over the 2003/04 number, ie: 126 fatalities.

The loss of each person killed in workplace accidents leaves major scars in our community, and in recognition of this, a number of councils have, in response to requests by the Australian Trade Union movement, agreed to erect a plaque in their area to commemorate those lost in workplace accidents.

RECOMMENDATION:

THAT Council:

- 1. erect a plaque in a suitable location to commemorate those workers killed or injured at work, and that this be done ready for unveiling on International Day of Mourning, 28 April 2009.
- 2. include on the plaque, or other appropriate place, the website address for the Workplace Tragedy Family Support Group www.workplacetragedy.com; and
- 3. inform Unions NSW and the CFMEU (NSW Branch) of the progress of this matter, and invite representatives to the unveiling of the plaque.

General Manager Reports:

This Notice of Motion, if adopted, would result in expenditure likely to total several thousand dollars which is currently unbudgeted.

NM 21 - PILOT "BUSH POCKET" SCHEME - POTENTIAL SITES

For Decision

File Ref:

4056-03

From Councillor Peter Olive

Discussion:

Over the past few months Marrickville Citizen of the Year, Michael Easton, has lobbied a number of Councillors to get Council to undertake a program of creating "Bush Pockets" in suitable locations. Michael has undertaken bush pocket work as a community volunteer but would like

Council to take on this task in other parts of the Marrickville LGA.

The volunteer bush pockets created in Victoria Road have been a success and it would be easy for

Council to emulate and extend this success.

RECOMMENDATION:

THAT:

1. Council officers prepare a report on the cost and feasibility of a pilot "Bush Pocket"

program at the Victoria Road and Edgeware road sites as shown in the attachment.

2. the pilot to include these sites being cleared of kikuyu and replanted with local native

scrubs and grasses, as appropriate; and

3. a further report comes back to Council detailing the results of the pilot program with a

list of sites where further bush pockets may be created.

General Manager Reports:

This Notice of Motion, if adopted, would require the preparation of a report which can be prepared

within normal operations.

ATTACHMENT:

Total 1 page

Possible Pilot Sites

232

ATTACHMENT 1 - NM 21 - PILOT "BUSH POCKET" SCHEME -**POTENTIAL SITES**

For Decision

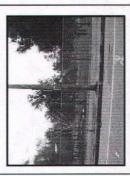
St Peters Storm

Water Overflow Cnr Edgeware and Unwins **Bridge Roads**

fenced off with no access nice large site, currently to public as noted above could form good habitat, potentially link with the Edgeware Road site above and Sydney Park

not to mow for time being, with intermittent flooding, could even simply decide interesting habitat, some kind of wetland (would need to be researched) grass/weeds would be better habitat value, development of an could be scope for

revegetate in sections as funding is available.



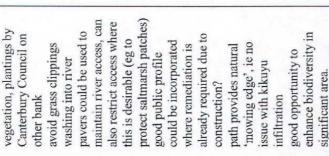
Edgeware Road

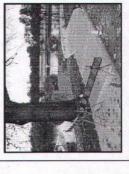
Road verge on either side of

good size site, could form with the St Peters basin

good habitat, potentially link residents (ie lots of flats, and some benefit in filtering car good potential to encourage access for ride-one mowers steep slopes make mowing difficult at the moment, no houses with small gardens) below, then Sydney Park volunteers amongst local exhausts from busy road possibly room for small swale/raingarden to be included in design









Area between cycleway and Cooks River

POSSTBLE

river bank

complement existing

Verge on opposite side of road to existing Bush Pocket Victoria Road

plantings, Council would be would complement existing **Bush Pockets and RailCorp** matching' volunteer works done to date

existing pool of volunteers able to assist with planting enthusiasm who would be gums being ring-barked avoid problem of water with demonstrated and ongoing site during mowing maintenance

NM 22 – PLAY EQUIPMENT IN PARKS For Decision

File Ref: 4056-03

From Councillor Penny Sharpe

Discussion

Council notes that children's playgrounds in parks:

- 1. are an essential part of the infrastructure of Marrickville's parks; and
- 2. provide a place for children, their families and carers to meet, play, exercise and socialise within our community.

Council also notes that many of our playgrounds and equipment require:

- 1. urgent graffiti removal;
- 2. repairs as a result of vandalism;
- 3. additional maintenance as a result of normal use;
- 4. shade structures to support increased use; and
- 5. access to public toilet facilities.

RECOMMENDATION:

THAT Council officers prepare a report for the incoming Council that provides:

- 1. a list of all the children's playgrounds in Marrickville, the nature and type of equipment in those playgrounds, including whether there is a shade structure and access to public toilets near the playground;
- 2. an overview of when the playground was installed, what it's current regular maintenance schedule is and information about repairs ordered and/or carried out as a result of vandalism and graffiti; and
- 3. an overview of the budget spent on children's playgrounds and the schedule of upgrades currently in place for the next four years.

General Manager Reports:

The report referred to in this Notice of Motion, if adopted, could be prepared within normal operations.

NM 23 – SOLAR ENERGY For Decision

File Ref: 4056-03

From Councilor Sam Byrne

RECOMMENDATION:

THAT: Council officers report on options for Council to install solar energy panels on all or some of its buildings and other facilities, including consideration of possible rebates, grants, partnerships, feed-in laws, solar hot water systems and companies that install and maintain such infrastructure in return for supplying green energy.

General Manager Reports:

The report referred to in this Notice of Motion, if adopted, could be prepared within normal operations.

NM 24 – ENMORE POOL For Decision

File Ref: 4056-03

From Councillor Victor Macri

RECOMMENDATION:

THAT: Council requests advice from Belgravia Leisure Ltd, the operators of the Enmore Pool in relation to the proposed Enmore Aquatic & Leisure facility on:

- 1. their estimate of likely attendances;
- 2. the capacity of the facility to accommodate the needs of schools for carnivals; and
- 3. the adequacy of the toilet facilities.

General Manager Reports:

This Notice of Motion, if adopted, is able to be implemented within normal operations.

NM 25 – RANGERS' PRIORITIES For Decision

File Ref: 4056-03

From Councillor Barry Cotter

RECOMMENDATION:

THAT Council officers prepare a report to be presented to the incoming Council on the following proposals:

- 1. the priority of Rangers' work should be enforcement against anti-social behaviour such as graffiti, illegal dumping and damage to Council's assets such as parks and traffic enforcement on busy streets and roads, and around train stations and bus zones;
- 2. if traffic or parking issues are identified in residential streets or near schools or child care centres, that educational campaigns in conjunction with residents, schools and child care centres is the preferred option; and
- 3. Council officers should work with schools and child care centres to deal with issues of available on-street parking and drop off zones in peak periods.

General Manager Reports:

The report referred to in this Notice of Motion, if adopted, could be prepared within normal operations.

NM 26 – MARRICKVILLE TUNNEL, THE M4 AND THE M5 For Decision

File Ref: 4056-03

From Councillor Sam Byrne

RECOMMENDATION:

THAT Council:

- 1. notes the recent reports of secret State Government plans for a network of Inner West road tunnels, including a road tunnel under the Marrickville LGA, and an expert report to Cabinet that the tunnels will lead to gridlock and undermine the Government's own transport and clean air policies;
- 2. also notes the recent report that the State and Federal Governments will spend \$15 million investigating the feasibility of a massive expansion of the M5;
- 3. reaffirms its opposition to the M4 East and any road tunnel under the Marrickville LGA;
- 4. calls for the Campbell Street road reservation to be lifted;
- 5. opposes any expansion of the M5;
- 6. calls on the Member for Marrickville, Carmel Tebbutt, to oppose any road tunnel under the Marrickville LGA; and
- 7. calls on the State Government to rule out the M4 East, any tunnel under the Marrickville LGA, any expansion of the M5 and any use of the Campbell Street road reservation, and calls on them to commit the funds involved in sustainable public transport in Sydney.

General Manager Reports:

This Notice of Motion, if adopted, can be implemented within normal operations.

NM 27 – PETERSHAM POOL For Decision

File Ref: 4056-03

From Councillor Penny Sharpe

RECOMMENDATION:

THAT Council notes:

- 1. residents are paying a 3.5% p.a. levy on their rates for 15 years to upgrade Petersham and Enmore Pools.
- 2. there is a broad consensus on the upgrade of the Petersham Pool;
- 3. after four years, no work has commenced on the Petersham Pool; and
- 4. Petersham Pool does not comply with health and access legislation.

Council requests that Council officers prepare a report for the incoming Council that advises how the Petersham Pool upgrade can be progressed as a matter of urgency.

General Manager Reports:

The report referred to in this Notice of Motion, if adopted, could be prepared within normal operations.